



THE
**LAWES AND
ACTS OF PARLIAMENT
MADE BE THE MOST EX-
CELLENT AND MIGHTIE KING**

*AND MONARCH JAMES BE THE GRACE OF
GOD, King of great BRITANE, FRANCE and Ire-
LAND, Defender of the Faith, &c.*

*SINCE HIS MAJESTIES XV. PARLIA-
MENT THE XIth DAY OF DECEMBER 1597.*

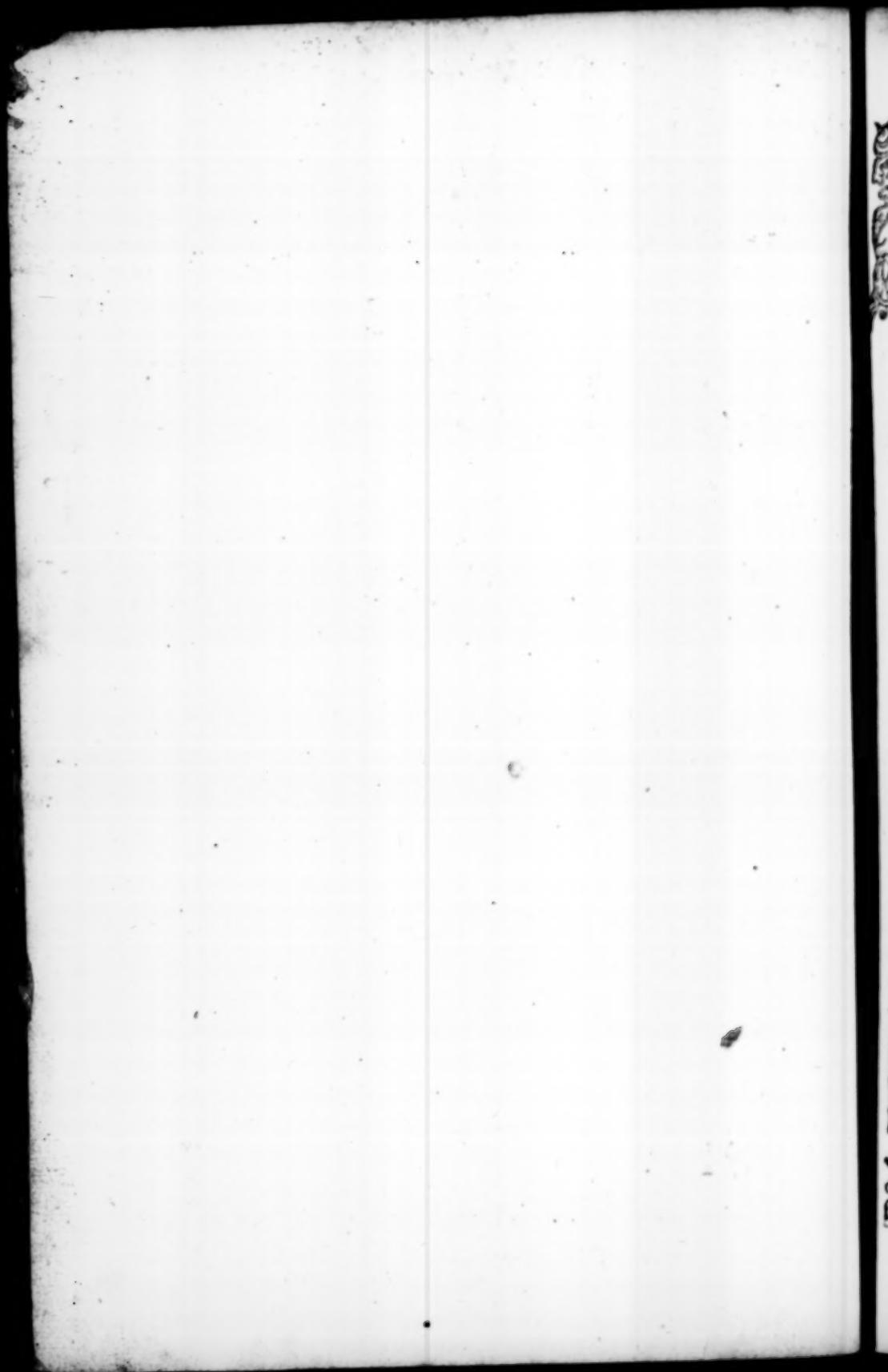
*Collected, Revised and Extracted foorth of the
Register of his H. Kingdome of SCOTLAND.*

With ane Table of the principall matters contained therein.



*AT EDINBURGH,
PRINTED BE THOMAS
Finlason. Anno Dom. 1611.*

With the Kings Majesties Licence.





THE
XVI. PARLIAMENT
OF KING JAMES THE SEXT,
halden at EDINBURGH the XV.
day of November the year of God 1600.



THE FIFTH DAY OF AV-
gust is appointed for giving yearly *solemne*
thankes to God. CHAP. I.



OR-SAMEIKLE AS
the Estates of this Realme, acknowl-
ding that singular benefite, grace and
favour of G o d, bestowed vpon them
by his miraculous and extraordinare
preservation of their most gracious
SOVERAIGNE from the horri-
ble and detestable murder, and par-
ricide attempted against his Majesties
most Noble Person, by vnhyle *Iohn*
Earle of Gowrie, and vnhyle Master
Alexander Ruthven his brother, vpon
the fifth day of August last by past. And
that it becommeth them with most
humble and thankfull hearts, to giue
vnfained and daily praise to their mercifull G o d, for the saistie of every one
of them-selues, and of the haill bodie of this Common-wealth, preserved
from wrack and vtter confusion by the miraculous and bountifull deliverance
of his

King James the Sext.

of his Majestie, from the said Treason in maner fore-said. Therefore OVR SOVERAIGNE LORD with advice and consent of the haill Estates, Statutes and ordeins, that in all tymes and ages to come, the fifth day of August, shall yearlie be appointed and kepted in all the Presbyteries and Parochins within this Realme, and bounds of his haill dominions, for publick preachings, prayers and solemne thanksgiving to GOD for his great mercy and favour granted to this Realme, and every member thereof, by his Majesties gracious and miraculous preservation, as said is, vpon the said day. And a perpetuall monument of their most humble, heartlie and vnfaigned thanks, to GOD for the same. And that all worke, labour, and other occupations, whilk may in any wise distract the people from the saids godlie exercises, and thanksgiving yearlie, vpon the day foresaid, shal be forborne and abstained from. And that all Judges Civill and Ecclesiasticall, shall cause the same to be vniversallie observed, every one of them within the bounds of their owne jurisdiction; and see the contraveiners thereof punished according to the qualitie of their transgression.

ACT OF ANNEXATION OF THE FORE- faulted lands, and others to the Crowne. CHAP. 2.

FOR-SAMEIKLE as it is clearlie vnderstand by the Kings Majestie, and Estates of this Realme, that the augmentation of the Patrimonie and revenwes of the Crown thereof, not onely serves for the forth-setting and maintainance of his Heighnes honour and Royall estate, but also releaves greatlie his subjects of divers charges and heauey burdings.

Therefore OVR SAID SOVERAIGNE LORD, following the commendable examples of his most Noble Progenitors, with advice and consent of his Majesties Estates, vnites, annexes and incorporats to his Heighnes Crowne, there-with to remaine perpetuallie, and inseparablie in all tyme comming, the Lands, Lordships, Barronies, Abbacie, and others vnder-written, which may nether be given in frank-tenement, fee, or otherwise to any person of what-so-ever estate or degree, without advice, decreit and deliverance of the haill Parliament; and for great, reasonable, profitable and seene causes concerning the wel-fair of the Realme; first to be advised and digestlie considered by the whole Estates. And albeit it shall happen OVR SAID SOVERAIGNE LORD, that now is, or any of his Successours, Kings of SCOTLAND, to annalie or dispoone the saids Lands, Lordships, Barronies, Abbacie, or others vnder-written, with their pertinents presentlie annexed to the Crowne, as said is, or any part thereof; that the saids alienations shall be null and of none avail: and that it shal be lesome to the King for the tyme or his Successours, to receiue the saids Lands, livings, Abbacie, and others fore-said with the pertinents, to their owne vse when ever it shall please them, without any proceffe of law, and the takers shall re-found and pay al profitis that they haue taken vp of the saids lands, and others foresaid to the King, for all the time that they haue had them, with such other restrictions as are contained in the Acts of Parliament, made by his Majestie and

and his most noble progenitors Kings of SCOTLAND in their annexations to the Crowne. Whilks hail former Acts of annexation, and all and sundrie artickles, provisions and restrictions therein contained, are halden as repeated, and speciallie expressed and comprehended in this present Act. These are the names of the lands and others with the pertinents presently annexed to the Crowne. All and hail the lands, Earledome, Lordship and Barronie of *Gowrie* and *Scoone*. All and hail the Lands, Lordshippe and Barronie of *Ruthven*, *Ballern*, *Newtown*, *Kowgaskie*, *Strath-brant*, *Glenchie* and *Trochrie*. All and hail the lands, Lordships, Barronies, Teinds, commodities and rents whilks pertained to the Abbacie and Monastrie of *Scoone*, with al and sundrie the lands, Lordships, Barronies, Mylnes, Moulters, Schawes, Woods, Parks, Fishings, Townes, Villages, Burrowes of Regalitie or Barronie, Tenements, Annuelrents, Reversions, Customes, Few-fermes, Places, Houses, Buildings, Castels, Towres, Maner-places, Outlets, Yards, Orchards, Kirks, Teynds, advocacion, donation, and right of patronage of Kirks, Hospitals Chaplenries and Prebendaries, Tennents, Tennendries, and service of free-tenents, profites, emoluments, commodities and pertinents what-some-ever of the famous Lordships, Barronies, Lands, Abbacie, Benefices, Patronages, Teinds and others particularlie aboue mentionat, or any parte thereof. All and hail the tenement and ludging in *Perth*, whilk pertained to vmwhyle *Iohne* Earle of *Gowrie*, with the Yards and others pertinents pertaining thereto. With all and sundry others lands, Lordships, Barronies, benefices, rents and possessions whilks pertained either to the said vmwhyle *Iohne* som-time Earle of *Gowrie*, or to his prediceffors, to whom he was heire, or appearand heire, or to whilks any wyse he might haue succeeded, or haue had right to, or was posselt by him by the space of fiue yeaes, before the committing of the crimes of treason, for the whilks his memory and posteritie are fore-faulted, and declared vnhabile and incapable to bruke and possesse lands, heritages, benefices, offices or others dignities or commodities within this Realme, and now pertaining to OVR SAID SOVERAIGNE LORD, and being in his Heighnes hands by reason fore-said. Attour, OVR SAID SOVERAIGNE LORD, with advice foresaid, suppresses and abolishes the Regalities and heritable offices pertaining to the said *Iohne* Earle of *Gowrie*, or his prediceffors, or whilks were annexed to any of the Lands, Lordships, and others foresaids, and vnites, annexes, and incorporats the same to his Heighnes Royaltie, there-with inseparablie to remaine in all tyme coming. And ordeines his Comptroller present and to come, to intromet with, vp-lift, and dispone vpon the haill rents, profites and commodities of all and sundrie the Lordships, Barronies, Lands, teyndes, rents, reuennues, profites, commodities, and others what-some-ever aboue-specified, to his Heighnes proper vse, and intertainement of his Heighnes house, and other honorable charges belanging to the said office in all tyme coming.

Finallie OVR SAID SOVERAIGNE LORD, with advice and consent fore-said, vnites all and sundrie the Lands, Lordships, Barronies, Benefices, and others particularlie aboue-mentioned, annexed to his Heighnes Crown, as said is, to the said Lordship of *Ruthven*, now and in all tyme

King James the Sext.

comming, to be called the Lordship and stewartrie of *Huntingtoun*, and the tennents, inhabitants and possessors thereof, to be answerable to his Heighnes Stewart of the said Lordship vnited, as said is, with sic freedoms, privileges and liberties as are any wyse competēt to any stewartry of his Heighnes propertie, or to the tennents and indwellers of any of his Heighnes proper lands within this Realme. Exceptand alwyse and reservand forth of this annexation, all and haill the third part of the lands and Barronie of *Dirlson*, with the Towre, Fortalice, Maner-place thereof, Brabrother-parke, Hie-field, Mensles and Menslesmore, the towne and lands of *Dirlson*, whilks were apprysed by vmwhyle Master *Adam Otterburne*, and redemed by vmwhyle Dame *Iean Halyburnton*, with mylnes, moulters, cunnings, cunnigers, fishings allswell in salt water as in the freshe, with the advocation and donation of the Provestrie of *Dirlton*, with the tennents, tennendries, and service of free tennents, of all and hail the lands and Barronie of *Dirlton*, with all the pertinents thereof. The third part of the lands & Barony of *Bolton*, with mylnes, moulters, tennents, tennendries, and service of free tennents, of al and hail the saids Lands and Barronie of *Bolton*, with the pertinents. The third part of the lands and Barronie of *Hassinden* and *Halyburnton*, mylnes and moulters thereof, advocation and donation of the chaplenrie of *Halyburnton*, with all their pertinents, with tennents, tennendries, and service of free tennents. Of all and haill the Lands and Barronie of *Halyburnton* with all pertinents. All and haill the superioritie and tennendries of the halfe lands and Barronie of *Ballegermoich*, with the pertinents. All and haill the third part of the Lands and Barronie of *Abernytie*, with the mylnes, moulters, mylne-lands, wak-mylnes thereof, tennents, tennendries, and service of free tennents of the samine. All and haill the third part of the half Lands of *Forquendry*, with the mylnes, moulters, mylne-lands, tennents, tennendries, and service of free tennents of the saids halfe lands and Barronie, advocation and donation of the chaplenry of *Forquendry* with the pertinents. All and haill the third part of the Lands and Barronie of *Segie*, with mylnes, moulters, mylne-lands thereof, tennents, tennendries, and service of free tennents. Of all and haill the saids Lands and Barronie of *Segie*, with all and sundry parts, pendicles and pertinents, annexes and connexes, of all and sundry the saids lands and others respectiue aboue written. Whilks Lands, Barronies and others respectiue aboue-specified are ordeined by his Majestie and Estates, to be disposed heritable to his Heighnes familiar and domestique servitor, sir *Thomas Erskine* of *Gogar* Knight, for great, seene and reasonable causes of the Realme. And are declared no wyse to be comprehended vnder this present annexation, nor no clause nor condition thereof. As likewyse exceptand and reservand forth and fra the said annexation, all and haill the Lands and teyndes of *Cowsland*, with all and sundry their pertinents: whilks lands and teyndes with their hail pertinents, ar likewyse ordeined by his Majestie and Estates to be disposed heritable, to his Majesties faithfull and trustie servitour sir *Hew Heries* Knight for great, sene, profitable and necessare causes of the Realme, at lenth expressed in the said sir *Hewes* insoftment and securitie of the saids lands and teyndes granted to him in this present Parliament whilks are halden as speciallie expressed

pressed herein. And siclike, exceptand and reservand forth of this present annexation, the yearlie pension of twentie chalders victuall, thereof ten chalders ten bolles beere; nyne chalders sex bolles meill, to be yearlie vp-listed and tane by the said sir *How Heries*, his heires and assignayes, forth of the best and readiest payment of the haill frutes, rents, mailles, fermes, kaynes, customes and others dueties whatsomever of the lands and Lordship of *Scoone* and *Gowrie*; ay and whill the infestment of the lands and Barronie of *Cowslawd* may take full effect, by possession in their persons, either by decease of Dame *Dorathie Stewart*, Countes of *Gowrie*, or by the eviction of the famine lands and Barronie of *Cowslawd* from her by the law. And how soone the said sir *How Heries* or his foresaids shall happen to recover and to enjoy all and haill the saids lands and Barronie of *Cowslawd* and teyndes thereof, that then the said letter of pension to remaine with his Heighnes Crowne for ever. As also, exceptand and reservand forth and from this present annexation, all and haill the lands of *Nether-leiff*, teyndes, fewfermes, arage, cariage, and all others dueties and service whatsomever adetted to be payed forth of the famine of before, to the Earles of *Gowrie*, or to the Commendators & Convent of *Scoone*, or either of them. As als all and haill the town and lands of *Durdy-Inglis*, aliàs, called *Nether-Durdie*, teyndes, fewfermes, arage, cariage, and all others dueties and service whatsomever adetted to be payed forth of the famine of before to the saids Earles of *Gowrie*, or to the saids Commendators and convent of *Scoone*, or either of them. To the effect that his Majestie may gif and disponse the saids lands of *Nether-leiff*, teyndes, fewfermes, arage, cariage, and all others dueties of the famine to *George Hay* of *Nether-leiff*, his heires and assignayes whatsomever heritable or otherwyse: and the foresaid town and lands of *Durdy-Inglis*, aliàs, called *Nether-Durdie*, teyndes, fewfermes, arage, cariage, and all others dueties thereof, to Master *Peter Hay* of *Durdy*, his heires and assignayes whatsomever, heritable or otherwyse, in sic forme and maner as best shall please his Majestie.

Attour his Majestie, with advice foresaid, declares and ordeines, that this present annexation of the Lordship and Abbacie of *Scoone* to the Crowne, shall nowyse be hurtfull nor prejudicial to the yearlie pension of ten chalders victuall, granted or to be granted by his Heighnes to Master *Patrik Galloway* forth thereof, during all the dayes of his lyfytyme, conforme to his gift of pension, and speciall assignation thereof, made or to be made there-vpon. Whilk his Heighnes, with advice and consent foresaid, Ratifies and approues in all points, and ordeines, if need beis, that the famine gift be at lenth insert in the Bookes of Parliament, for the said Master *Patrik* his better securitie, declaring that the said annexation shall not be effectuell but shall be suspended, induring the listyme of the said Master *Patrik*, in so far as concerns the saids teyndes, disponsed or to be disponsed, to him in maner foresaid allenarlie. And siclike exceptand and reservand forth of this present annexation of the Earledome and liuing of *Gowrie*, to his Heighnes Crowne, all and haill the lands of *Craigtown*, with the teyndes thereof, and the teind-shawes of the lands and town of *Gowktown*, *Rybnis*, *Segiden*, *Pitscandie*, nether *Kinsawnes*, ouer *Kinsawnes*, *Byn*, and *Tillibow* with their pertinents lyand within

King James the Sext.

within the Parochin of *Kinsawns*, the teynd-fish of the fishing of *Craigtown*, *Incherisseiplat*, *Stobriknap*, the *Cruike* and al others teynd-fishings perteing to the Abbay of *Scoone*, from the wood of *Kinnowll* to *Incherry*: to the effect that Our said Sovereigne Lord may giue and dispone the samine to *Iohn Linde-say*, alias, *Charteris*, eldest sonne and appearand heire to *Henrie Linde-say*, alias, *Charteris*, feer of *Kinsawns*, his heires and assignayes, to be halden of his Heighnes, according to the condition and maner of halding, as the samine was halden of before, of the Earles of *Gowrie*, or Abbots of *Scoone*: and for the samine selfe duetie whilks the saids lands and teyndes was in vse to pay to the Earles of *Gowrie*, or Abbots of *Scoone* before the making of this present act.

ACT IN FAVOURS OF THE VASSELLS of the Earledome of Gowrie. CHAP. 3.

OUR SOVERAIGNE LORD and haill Estates of this present Parliament, remeinbring the good and notable act, made in his Majesties Parliament halden at *Striveling* in the Moneth of August, the yeare of God 1571 yeares, in favours of his Heighnes true and faithfull subjects, for bruiking of their lands, heritages, annuelrents, lyfrents, pensions or possessions whatsomever halden of any person, called and forefaulted in the said Parliament, notwithstanding the forefaulting of their Superiours thereof. And his Heighnes now being willing and fullie resolved to renew the foresaid act, and to grant the benefite and favour therein contained, to all his faithfull and true subjects who or their prediceffours to whom they are heires, at the least appearand heires, albeit as yet not entered, held lands, heritages, annuelrents, lyfrents, mylnes, woods, fishings, or other possessions whatsomever, of vniwhyle *Iohne* sometime Earle of *Gowrie*, or any of his prediceffours. Therefore Our said SOVERAIGNE LORD, with advice of the saids Estates & whole bodie of this present Parliament, statuts, ordeines and declares, that all his Heighnes faithfull and true subjects, their heires and successours, being nowise culpable of the abhominable and horrible crymes of treason and leese-Majestie, attempted by the said vniwhyle *Iohne* sometime Earle of *Gowrie*, against his Grace, most noble Person, shall bruike and possesse all their lands, heritages, woods, mylnes, fishings, annuelrents, lyfrents, tacks, rentalles and possessions whatsomever halden by them, or their prediceffours of the said vniwhyle *Iohne* sometime Earle of *Gowrie*, or his prediceffours, and hald the samine of Our said SOVERAIGNE LORD, his Heighnes successours and others, their next immediat superiours, their heires and successours, conforme to their infeffments, rights and securities thereof in all poyntes. Siclike and als freeilie in all respects as if the processe and doome of forefaultrie had never benefled, deduced nor pronouncd against the said *Iohne* sometime Earle of *Gowrie* in this present Parliament. And als notwithstanding the act made in his Heighnes Parliament halden at *Edinburgh* the aught day of June the yeare of God 1594. yeares, annulling the acts of Parliament, made in favours of vassells

vassels, of persons forefaulted. To the whilk act, and all others acts, statutes, or constitutions, made at any time of before, and made or to be made, in this present Parliament, thir presents makes and shall make full derogation: and that allanerlie in favours of the saids persons, who, or their predicessours held lands, heritages, and others foresaids of the said vnmwhile *John* sometime Earle of *Gowrie*, or his predicessours, as said is. The foresaids vassels, and every ane of them payand to his Majestie, and his successours, or any others their next immediat superiours, for ilk twentie shilling land, whilk they held of before of the said Earle of *Gowrie*, ten pounds money of this Realme betwix and Whitsonday next to come, for composition.

ANENT INVADING AND PERSEVVING
of Counsellors. CHAP. 4.

OUR SOVERAIGNE LORD, and Estates of this present Parliament, vnderstanding that diverse of the Lords of his Heighnes Secret Counsell and Session, and others of his Heighnes Officers, for the discharge of their bounden duetie in his Heighnes service, incurses the haitred, indignation, malice and feed of sundrie persons, who often-times quarrels them, without any just cause. Therefore, Statutes and ordeines, that whatsomever person in tyme comming, invades or persewes any of his Heighnes Session, Secret Counsell, or any his Heighnes Officers, it being verified and tryed, that any of the saids Counsellors, Sessioners and Officers, was persewed and invaded for doing of his Heighnes service, shall be punished to the death.

ANENT PVRPRISION IN THE KINGS
Commonities. CHAP. 5.

OUR SOVERAIGNE LORD, and Estates of this present Parliament, considering that his Heighnes, and his Heighnes predicessours, for the helpe and releef of his poore commonns, in diverse parts of this Realme, hes reserved great quantitie of Moores, and others common lands, nowyse disponsed in propertie, to any particular person. Notwithstanding whereof diverse persons, hes riven out, parked, tilled, sawne, and laboured great portions of the samine commonities, without any right of propertie competent to them, to the prejudice of his Heighnes, and vter wrack of the poore tennents and commons of this Realme. Therefore, Statutes and ordeines that all persons, who hes tilled, laboured, sawne, parked, inclosed, or appropriat any part or portion of his Majesties common Moores, or others commonities, belonging to his Heighnes, within the memorie of man; the samine being tryed, either by way of molestation, or by the Lords of the Session, that they within yeare and day, after the said tryell, lay in the samine commonities againe: to the effect the samine may remaine vnlabored or parked in any time thereafter; but to remaine as commontie, siclike and in the samine maner as it was before the rying out or parking

King James the Sext.

parking thereof. And gif they failie to doe the samine, within the space foresaid, lawfull tryall being tane therein, as said is, they shall be decerned to haue committed purpersion. And siclike, OVR said SOVERAINE LORD, and Estats foresaids, statutes and ordeines, that wha-soever in tyme comming, shall till, labour, manure, saw, parke, inclose, or appropriat any part or portion of his Majesties common Moores, or others his Heighnes commonities. (The samine being sufficientlie tryed in maner foresaid) shal be also decerned to haue committed purpersion, and punished therefore conforme to the lawes, vse and consuetude of this Realme, observed of auld in matters of purpersion.

ANENT BEARERS AND SHVTTERS WVITH Hagbuts and Pistolets. CHAP. 6.

OVR SOVERAIGNE LORD, understanding that calling and persewing of bearers, wearers and shutters with Hagbuts and Pistolets and others ingynes of fire-wark before his Justice and his deputes, breeds sic trouble to parties and assisours, and sic difficultie in the tryell, that oftentimes innocent persons, are thereby vexed, and sic as are giltie eschewes their due punishment, by declyning of the assisours, that best knawes the veritie of the fact, and other sic subterfugies and delayes of lawfull tryell. For remeed whereof, his Heighnes with advice and consent of his Estats of Parliament, Statutes and ordeines, that the bearers and wearers of Hagbuts and Pistolets, and others ingynes of fire wark, who hath neither committed slaughter nor mutilation, nor other odious violence there-with, but onely borne and worne them vpon their persons, or in their companies, contrair his Heighnes lawes, and acts of Parliament, may be either persewed criminallie before the Justice and his deputes, according to the custome heretofore obserued, or before his Heighnes, and the Lords of Secret Counsell, and lawfull probation of witnes, or eath of partie, at the option of his Heighnes Thesaurer or Advocat. Provyding alwyse, that sic as shall be persewed before his Heighnes, and Lords of the Secret Counsell, and tryed by probation of witnessies, guilty of any of the saids crimes, shall not incurre the corporall punishment prescryved by the former acts, be amputation of the right hand, but onely to be punished by warding of their persons, escheit of their goods movable or payment of sic a pecuniall penaltie and summe of money, as his Heighnes and Lords of his Secret Counsel shal decerne; but prejudice any wyse of the execution of the former acts of Parliament, against sic as shall be criminallie persewed, convict and found guilty by a conding assise before his Heighnes Justice general, or his deputes foresaids, in case his Majestie like rather that they be persewed criminally before the Justice, nor before the Secret Counsell. And farther, his Heighnes and Estats foresaids, annuls and discharges all licences giuen by his Majestie, for bearing and wearing of Hagbuts, Pistolets and others ingynes of fire wark. And statutes and ordeines, that na licences shall be granted in tyme comming to no persons for bearing and wearing of the samine, except that the
samine

famine licences be graunted by his Heighnes, and Lords of secret Counsell sitting in Councell: And when the famine licences are sa graunted, ordeins the famine licences to pay composition to his Heighnes Thefaurer, and to passe his register, and to passe the Signet and haill scales; and decernes and declares all licences not graunted in Councell, and whilk shall not pay composition and passe the Signet and haill scales, as said is, to be null and of nane avail. And notwithstanding thereof, the saids persons to be accused, conforme to this present act, and acts of Parliament made of before.

EXPLANATION OF THE ACTS OF PARLIAMENT anent Ocker and Vsurie. CHAP. 7.

OUR SOVERAIGNE LORD, with advyce and consent of the Estates, ratifies and approues the acts of Parliament made against Vsurie and taking of vnlawfull annuellrent or profite for silver in all poynts, according to the tennour of the famine. And because the obscurity of the act of his Majesties fiftenth Parliament, titular, It is not lesome to take mair annuellrent or profite nor ten for the hundreth, anent the maner of tryell and probation of the said cryme by eath of partie, and all other lawfull probation conjoynd there-with, competent of the law, hes bred sic difficultie in persure and decision of the saids causes, that justice thereby hes bene greatlie frustrat, and the contraveiners of the said act altogether vnpunished.

Therefore his Majestie with advyce and consent foresaid, statutes and ordeins that in all actions already intended, dependand, or hereafter to be intended against contraveiners of the saids acts, Litiscontestation being made therein, by admitting of the summons to probation, it shal be lesome to proue the saids summons and contraveining of the saids acts, or any of them anent the taking of vnlawfull and exhorbitant profite, for summes of money, by writte or eath of partie, receaver of the said vnlawfull profite, and be the witnesses insert in the said securitie, made for the saids summes, without receaving of the eath of the partie, giver of the saids vnlawfull profit, for eschewing of all occasion of perjurie, whilk might be suspected to proceed there-vpon.

ANENT DISSOLVTION OF THE COAL-heughes of the proprietie and lands where demolished strengths and Castels were builded of auld. CHAP. 8.

OUR SOVERAIGNE LORD, vnderstanding that the ground and boundes where diuers Castels, Strengths and Forths pertaining to his Majesties most noble Progenitours, were of auld situat, is now altogether most deforme and vnprofitable to his Majestie, the saids Castels and Forths being sa demolished, that there remains no kynde of building therein, either for strength or dwelling to his Majestie. As lykewyse, that his Heighnes Coal-heughes within the boundes of his annexed propertie

King James the Sext.

pertie, being vnhabile to be wrought, without advancement of great expenses, are so neglected that his Majestie neither receaves furniture of coales to his Heighnes house thereby, nor any other profite or commoditie of the famine. For remeed whereof, OVR SAID SOVERAIGNE LORD, with advyce and consent of his Estates of Parliament, statutes and ordines that it shall be lesome to his Heighnes, to set all and sundrie the lands and bounds with the pertinents, where-vpon any of the saids auld demolished and vnhabitable Castels and Forths were situated; together with the Medowes and Loches belanging thereto, and coal-heughs being within the boundes of his annexed propertie, in few-ferme heritable. So that it be not in dimunition of his Heighnes Rentall, Gressum or others ducities, but in augmentation thereof. And to that effect, with consent foresaid, makes present dissolution thereof. And that the lands, Medowes, Loches, Coal-heughes, and others set by his Majestie, by vertue of this Act in maner foresaid, shall stand perpetuallie, and after his decease, the annexations made before to returne againe to the awne nature. Sa that his Successours, after his decease, shall haue na farther power to annalie nor wodset in few any of the saids lands, boundes, Lochs, Medowes, Coal-heughes, and others foresaids, nor they had before the making of this present dissolution. And his Heighnes and Estates of Parliament, declares that the foresaid dissolution shall nowyse hurt nor preiudge *Alexander Lord Livingston* his rights, whilks he hath to the Coall of *Bonitoun* beside *Lithgow*, and to his right that he hath to the Castell of *Blacknes*, with the greines and pertinents belanging thereto.

ACT ANENT CUNYIE AND BVLLION.

CHAP. 9.

OVR SOVERAIGNE LORD, and Estates of Parliament, ha-
uing at length reasoned anent the state of the Cunyie, as the famine
is presently current within this Realme declares, that in this present Parlia-
ment, they will on no wyse alter the synnes nor pryces of the Cunyie, either
of gould or silver; but that the famine haue free passage and course hereafter
as it presently giues. And because his Majestie and Estates vnderstands
that there is great scairsitie of Cunyie for the tyme within this Realme.
Therefore, hes given power and commission to the Lords of his Heighnes
secret Counsell, for ordour taking anent the hame-bringing of Bulyeon for
furnishing of the Cunye-house, and discharging the transporting and away
taking of gould, silver and other forbidden geare, vnder the paine of puni-
shing of their bodies and goods, according to the discretion of the saids
Commissioners. Whereby the Countrie may be furnished with aboun-
dance of Cunyie of sic synnes and pryces as the famine presentlie giues, and
hes passage within this Realme. And these presents to be published to all
OVR SOVERAIGNE LORDS Leiges.

ACT

XVI. Parliament xv. of November. 1600.

8

ACT ANENT THE SALTING AND
transporting of herring. CHAP. 10.

THE Kings Majestie with the advyce of the Estates of this present Parliament, statutes and ordeines, that na person nor persons, alsweil strangers as native borne subjects of this Realme, take vpon hand to buy, pack, peill, salt, barrell, or yet transport forth of this Realme, any herring in small or great quantitie at any tyme before Michaelmes yearlie, but to suffer the famine to be brought to publick marcets, and there sauld to all his Heighnes Leiges, vpon reasonable pryces, without attempting any thing in the contraire thereof, vnder the paine of confiscation of the famine herring, barrells, shippes and vessels; and of all the rest of the movable goods of the persons, contraveiners hereof in any poynt. The third part of the famine to the apprehender, and the rest to his Majesties vse, to be intromitted with by his Heighnes Comptroller, and sic as he shal giue power and commission for that effect. And statutes and ordeines, that no licences be granted heereafter for packing, peilling, salting and transporting of herring before the tyme foresaid; except the famine licences be graunted with consent of the Counsell sitting in the Councell. And after the graunting of the saids licences, ordeines the famine to passe the Signet and haill seals, otherwyse declares the famine licences to be null and of nane avail.

SLATING OF SALMOND IN FORBIDDEN
tyme, to be ane cryme of thift in tyme comming.

CHAP. 11.

OUR SOVERAIGNE LORD, and Estates of Parliament, statutes and ordeines, that the slaving of Salmond in forbidden tyme, or of Kipper, Smolts, or sic black fishe at any tyme, shall be in all tyme comming, ane cryme of thift to the committer whatsoever in all tyme comming; and shall be punished as thift in every qualitie, according to the committers rank and estate. Exceptand alwyse forth of this present act, the Salmond, Kipper, Smolts, and all other fishes slane or tane within the rivers of Annand and Tweed allanerlie.

ANENT SINGVLAR COMBATS.

CHAP. 12.

OUR SOVERAIGNE LORD, and Estates of this present Parliament, considdering the great libertie that sundrie persones takes in provoking of others to singular combats, vpon suddaine and frivole quarrels whilk hes ingennered great inconvenients within this Realme.

Therefore, statutes and ordeines, that no person in tyme comming, without his Heighnes licence fight any singular combat, vnder the paine of death, and his movable geare escheat to his Heighnes vse. And the provoker to be punished with a more ignominious death nor the defender,

B 2

at the

King James the Sext.

at the pleasure of his Majestie.

ANENT HORNING. CHAP. 13.

OVR SOVERAIGNE LORD, and Estates of this present Parliament, considering the great expenses and fastherie the Lieges of this Realme susteines, by seeking of a Notar and foure witnesses, to the registration of all letters of Horning, Relaxations, Inhibitions and Interdictions, in the Shirefs, Baillies or Stewarts bookes within this Realme. And als susteins great delay by seeking of the Clerks wha should registrat the samine.

Therefore OVR SOVERAIGNE LORD, and Estates fore-saids, discharges that part of the act of Parliament made in the Moneth of December 1597. yeares, anent the registration of the samine letters of Horning; Relaxation, inhibition and Interdiction, before a Notar and witnesses. And decernes and declares the samine letters whilks are or shall be registrat in the saids Shirefs, Baillies or Stewarts Bookes by the Clerk thereof. Or by the Clerk of Register and his deputes, in the Bookes of Counsell, shall be valide and sufficient in the selfe, and shall make faith in judgment or out-with in all tyme comming.

THE NEGLIGENCE OF THE KINGS OFFI- ciars may be supplied by their successours. CHAP. 14.

OVR SOVERAIGNE LORD, and Estates of Parliament, statutes and ordeins, that the sleuth and negligence of any of his Heighnes officiars, in the persewing or defending of any of his actions or causes in any tyme bygane or to come; shall nowyse be prejudiciall or hurtfull to his Heighnes, but that he and his officiars, successours in that office, may without any ordour of reduction, and by way of exception or reply, vse and propone all and sundrie exceptions, replies and defenses competent of of the law, whilks were willinglie or negligentlie omitted by their prediceffours. And thereby supplie whatsomever thing that hes bene neglected or amitted by the saids prediceffours. To the effect, that his Heighnes and his Crown be no wyse hurt, nor prejudged by negligent Officiars, and the benefite of his Lawes may be competent to him at all tymes when it shall please him and his officiars to craue and vse the samine.

THE PAINE OF FORBIDDEN AND VN- customed goodes. CHAP. 15.

OVR SOVERAIGNE LORD, with consent of the Estates of this present Parliament, Statutes and ordeins that na person nor persons, take vpon hand in tyme comming to transport forth of this Realme, or inbring within the samine any forbidden or vncustomed goodes vnder the payne of tynfell of their movable goodes that shall happen to come in the contrare heereof. That is to say, the saids forbidden and vncustomed

vnCUSTOMED goods that shall happen to be taken and apprehended, to appertaine as escheat to OVR SOVERAIGNE LORD, and to be intrromitted with, and vp taken by his Heighnes Comptroller, and compt thereof to be made by him in the Checker, and the remanent of the movable goodes and geare pertainig to the contraveiners of this present act, to be escheat for their contemption by OVR SOVERAIGNE LORDS Thesaurer. For the whilk he shall be lykewyse oblISHED to make compt in all tyme comming. And discharges all licences alredie granted to that effect, and that no licence passe heereafter, except the samine be past in Counsell, and passe the haill Seales, and pay composition to his Heighnes. And ordeines letters to be direct herevpon as effeirs.

RATIFICATION OF THE ACTS MADE OF
before in favours of the Kirk. CHAP. 16.

OVR SOVERAIGNE LORD, with advyce of the Estates of this present Parliament, Ratifies, approues and confirms the libertie of the true and holy Kirk and Religion, presentlie professed within this Realme, and established by the Lawes of the samine; and all acts, constitutions and immunities made and graunted to the samine, alswell in his Heighnes minoritie as since his perfit age. And ordeines the samine to be put to execution in all poyntes, against all persons whatsomever in all tyme comming.

ACT ANENT NON COMMUNICANTS.
CHAP. 17.

OVR SOVERAIGNE LORD, with advyce of the Estates of this present Parliament, Ratifies, approues and confirms the Act made in the convention of the Estates at *Haly-rude-houfe* the day of October the yeare of God 1598. anent non communicants, whereof the tennour followes. FOR SA MEIKLE as by diverse and sundrie lovable Actes of Parliament, made by his Heighnes, and his vmwhyle Mother of good memory, since the reformation of the Religion. It is statute and ordeined, that all his Heighnes subjects should embrace the Religion presently professed, alswell by hearing of the word, as participation of the Sacraments. Notwithstanding whereof, sundrie persons of the Realme abstains from the receaving of the Communion and Lords Supper, pretending an excuse of rancour and malice that they haue in their myndes, against some of their neighbours, bearing them at deadly fead. Alledging so long as the samine rancour remaines with them, and they nowyse reconciled with their saids neighbours, that they can not worthelie receave the saids Sacraments, and can not justlie be burdened by the Ministrie to doe the samine. Whilk pretended excuse is nothing but a cullour and clock to cover their Papistrie, whilk is the onely cause of their abstaining to communicat. And in so far as by the acts of general Assemblie, it is found that deadly

King James the Sext.

fead can be no lawfull cause why any person should debar himselfe from the Seales and Sacraments of his Communion with Christ.

Therefore his Heighnes with advice of the Estates presentlie conveyed, hes statute and ordeined, that all his Heighnes subjects shall communicat once every yeare; and shall no wyse pretend any excuse of deadly feade, rancour or malice to appeare towards their neighbours. And when ever it shall happen any to absteine or debar himselfe from the participation of the said Sacrament, vpon the pretence of the said excuse, or any other cause whatsoever, they being first lawfully requyred by their Pastor or Presbyterie to doe the same; that then they shall be astricted to pay the particular penalties vnder written, enjoyned to them, and that to his Heighnes Thesaurer. That is to say, every Earle so oft as he shall contravene the premiffes, a thousand pounds. Every Lord, a thousands marks. Every Barron, fiue hundreth pounds. Every fre-halder, three hundreth marks. Every Yeoman; fourtie pounds. And every Burges according to the modification of the Kings Majestie and Lords of secret Counsell. Whilkes paines, the saids Estates hes ordeined OVR SOVERAIGNE LORDS Thesaurer, to execute with all extremitie against the contraveiners hereof, and to in-tromet there-with to his Heighnes vse.

RATIFICATION OF THE ACT ANENT JE- suits, Preists, excommunicat and traffiking Papists.

CHAP. 18.

OVR SOVERAIGNE LORD, with advice and consent of the Estates of this present Parliament, Ratifies, approues and confirms the act made in the secret Counsell at Sanct Johnston the first day of Apryle 1600. yeares. Anent the Jesuits, Seminarie Preists, excommunicat and traffiking Papists, common enemies to all christian government, whereof the tennour followes. For sa-meikle, as by diverse Actes and Proclamations made and published heretofore, all Jesuits, Seminarie Preists, excommunicat and traffiking Papists, common enemies to all Christian government, are specially commanded to depart and passe forth of this Realme, vnder certaine paines mentioned in the same act. The not execution whereof hes produced sic a contempt and misregarde of the saids acts, that the resait and traffik of the saids Jesuites and Seminarie Preists, is very frequent in sundry parts of this Realme, where-throw great numbers of ignorant and simple people are seduced by them, to declyne from the true and Christian Religion, to the offence and displeasure of God.

For remeed whereof, it is statute and ordeined by his Majestie, and Lords of his Heighnes secret Councell, that whatsoever Jesuites, Seminarie Preists, excommunicat and traffiking Papists, presently being within this Realme; or that shall happen to be within the same, shall immediatly after their delation to his Majestie, be taken and apprehended by ordinar Magistrats of the bounds where they resort, and committed to warde, ay and whill they be converted to the Religion, removed and put out of the Con-
tric

trie, or else punished according to the tennor of the saids acts. So that alwyse the benefite of the act of Parliament, granting to other Papists the space of fourtie dayes to satisfie the Kirk, or to remoue off the Countrie, shall be nowyse extended to them. And because the reser whilk they haue founden in diuerse parts of the Countrie, hes given them the boldnes so avowedlie to contemne his Majestie and his Lawes. That therefore sic persons as shall be given vp by the Presbyteries, or Session of the Kirk, to be the resetters and hurders of them, shall be charged vnder sic pecunial paines, as shall be modified by his Majestie, and Lords of secret Counsell, not to reser them hereafter with this addition; that his Majestie and Estates of Parliament declares that every Earle that shall happen to reser any, shall pay a thousand pounds. Every Lord, a thousand marks. Every Barron, five hundred pounds. Every free-halder, three hundred marks. Every Yeoman, fourtie pounds. And every Burges according to the modification of the Kings Majestie and Lords of secret Counsell; the paine alwyse not exceedand the summe of an hundred pounds. Whilks paines the saids Estates hes ordeined OVR SOVERAIGNE LORDS Thesaurer to exact with all extremitie against the contraveiners hereof, and to intromet there-with to his Heighnes vse.

RATIFICATION OF THE ACT ANENT
strong and idle beggers. CHAP. 19.

OVR SOVERAIGNE LORD, with advice of the Estates of this present Parliament, ratifies and confirms the act made by his Heighnes and Estates convined at *Perth* the first day of Appryle last by past, against strong and idle beggers; whereof the tennour followes. The Kings Majestie and Lords of secret Counsell, remembring how there hes bene diuerse gude and lovable acts of Parliament and secret Counsell, made and published heretofore, for punishment of strong and idle beggers, and releef of the poore and impotent. And how the saids acts hes received litle or no effect, or execution by the oversight and negligence of the persons, who were nominat Justices and Commissioners, for putting of the saids acts to full and due execution. And that there was not a speciall penaltie, appointed and enjoyed to them, who should be remisse and negligent therein. So that the strong and idle beggers being for the most part theeves, bairds and counterfute limmers, liuing most insolentlie and vngodly, without mariage or Baptisme of a great number of their children, are suffered to vaig and wander throughout the haill Countrie, and the poore and impotent persons are neglected, and no care had, nor provision made for their entertainment and sustentation. For remeed whereof, and supplie of the saids acts, and namely of the act of Parliament made in the yeare of God 1597. Whereby the execution of the acts of Parliament, is committed to the particular Session of the Kirk, It is statute and ordeined by the Kings Majestie, with advice of the Lords of his secret Counsell, that the saids Sessions of the Kirk, where need is, shall be assisted by ane or twa of the Presbyteries; and that they shall put the saids acts to full and due execution, conforme to the tennor thereof in all poynts, every an of them within their awne bounds, vnder the paine of

twentie

King James the Sext.

twentie pounds to be exacted off them, so oft as they shall be found to be remisse or negligent herein. And that these presents shall beginne to that effect, and haue execution vpon the first day of June next to come. And to the effect his Majestie may be the better assured of the care and diligence of the saids Sessions of the Kirk, in due execution of the saids acts of Parliament, his Majestie commands the haill Presbyteries of this Realme, to take diligent tryell of the obedience of the Sessions hereanent, and to report their certificat and testimoniall there-vpon, to his Majesties Ministers, betwixt and the first day of August next to come. Where-throw his Majestie may thereafter proceed against sic as shall be negligent as accords: And that letters of publication be direct here-vpon as effects; where-throw the said Session of the Kirk, nor no other, pretend ignorance. And to command and charge the saids Sessions of the Kirk to put the saids acts of Parliament made against strong and idle beggers, whereof the execution is committed to them, by the said act of Parliament made in the foresaid yeare of God 1597. to due and full execution in all poynts, conforme to the tenour thereof, betwixt and the said first day of June next to come, vnder the said paine of twentie pounds to be exacted of them, so oft as they shall be founden to be remisse after the said day. Certifying them that failyes, that the said paine shal be vplifted of them with all rigour. And sic like to command and charge the saids Presbyteries to take tryell of the saids Sessions hereanent, and to report their testimoniall there-vpon betwixt and the first day of August, as said is. As they will answeere to his Majestie vpon their obedience at their vttermoost charge and perrell,

ANENT THE MARIAGE OF ADVL- terous persons. CHAP. 20.

OVR SOVERAIGNE LORD, with advyce of the Estates of this present Parliament, decernes all mariages to be contracted hereafter by any persons divorced for their awne cryme and fact of adulterie, from their lawfull spouses, with the persons with whom they are declared by sentence of the ordinar Judge to haue committed the said cryme and fact of adulterie, to be in all tyme comming null, and vnlawfull in themselues, and the succession to be gotten be sic vnlawfull conjunctions, to be vnhabile to succeed as heires to their saids parents.

REGISTERS OF THE SHIREF CLERKS TO be marked by the Clerk of Register and his deputes, and their extraetes to be marked by themselves CHAP. 21.

THAT all and whatsomever Shirefs Clerks in all tymes hereafter, shall present their Registers to the Clerke of Register to be marked by him and his deputes. And whatsomever registration to be subscryved hereafter by them, vpon whatsomever letters together with whatsomever extraets shall be given forth thereof to any person, shall containe in all tyme comming, the

XVI. Parliament the xv. of November 1600.

the lease wherein the famine is registrat, and this ordour to beginne from the first day of March next; within the whilk, they and every one of them shall present their saids registers to be sa marked. And that nane of them subscriue their registration vpon any letter, or giue forth any extract subscribed with their hand after the foresaid day, vnspecifying the leaf wherein the famine is conteined, within their Booke, marked as said is, vnder the paine of an hundreth markes, *toties, quoties*. But prejudice alwyse of the hornings whilks the saids Clerks omission, or neglect in this behalfe, shall nowyse make invalide.

ACT ANENT REMOVING AND EXTINGUISHING OF deadly fead. CHAP. 22.

OVR SOVERAIGNE LORD, and haill Estates of Parliament presentlie conveined, for removing of the present feads that abounds within this Realme. Finds it meet and expedient that the parties be charged to compeir before his Heighnes and secret Counsell, at sic dayes as shall be thought expedient, to submit to twa or three friends on either side; or to subscriue ane submission, formed and sent by his Majestie to them to be subscribed. Whilks friends by their acceptation shall be bound either to decerne within the space of threttie dayes, after they haue accepted, or else to agree at their first meeting; on ane overf-man wha shall decerne within that space: whilk if they can not doe, they shall within the foresaid threttie dayes, report the ground and cause of their disagreement to his Majestie, and sic specials of his Counsell as his Heighnes shall finde least partial and suspect. (Whaes Majestie by the advyce of the Estates here present, is declared to be overf-man in that matter.) And failing, that the friends arbitratours, either decerne or report not within the foresaid space after their acceptation, every one of them by the authoritie of this present acte, to incur the paine of ane thousand pounds, to be employed to his Majesties vse. And because all feads are ane of thir three natures, namely that there is either na slaughter vpon neither side, or slaughter vpon ane side only; or else slaughter vpon both sides. The parties in the first may be commanded to agree, due satisfaction being offred, and performed at the sight of friends, and overf-man in maner foresaid. Where there is slaughter vpon both sides, his Majestie may by rigour and equalitie of justice, compel them to agree, due satisfaction to be made on either side, according to the qualitie of the offence, and persons offended. Where the slaughter is onely on the ane side, the partie grieved can not refuse in reason to submit in maner foresaid, al quarrell he can beare to any person innocent, justice being made patent to him against the giltie; speciallie he being ordeined by this present act to persew nane other but the giltie, and that by the Law. And the partie so persewed not to beare quarrell for it, but to defend in lawfull maner. And that all quarrells shall cease against sic as shall be lawfully persewed in this forme, either by their conviction, and execution by law, or otherwyse by their clenging and agreement; that all persons being of perfite age, and
within

King James the Sext.

within the Countrie, and having entres to persew any partie for crymes capitall, shall within fourtie dayes after the publication of this present act at the head burgh of the Shyre where the persewer dwelles; raise, and cause execute their letters in the said matter. And insist in the persute thereof, with certification to sic as failyes, that their action shal perish, expyre and be extinct; and the said persewer shall be compelled to submit his action, in maner aboue specified. Reserving alwyse to his Majestie his action, as accords of the law. Provyding, that if the said persewer satisfie the ordinance of this present act, and be delayed either by ane continuation of the dyet by warrand of the Prince, or by the dilatour defenses proponed by the pannell, for elyding of the finall tryell of the persute. In that case the prescription nowyse to runne against the persewer, having done his possible diligence in maner foresaid. And because the giltines of crymes consistes not onely in the person of the actuall committers thereof, but also in the authors, causers and movers of the samine to be committed, wha are airt, part and gilty of the said fact, whereof na publict knowledge nor certaine tryell is had, His Majestie and Estates nowyse willing that neither the authors nor actour of sic hynous crymes eschape the due punishment, through obscuritie and laik of publict knowledge thereof. Declares that the parties offended, doing their diligence, as said is, against the actuall and knowne committers of the saids crymes, and satisfying this act anent their reconciliation with all others persons, shall nowyse be prejudged of their action, competent against sic persons of whaes giltines they shall hereafter get knowledge; provyding, that they shall beare no fead against the saids suspect persons, whill first after sufficient information obtained, they raise their letters for summonding the saids parties to vnderly the law, and either make them fugitiue, or otherwyse obtaine the persute decyded. And farther, that the prescription of this present act shall nowyse militat against any partie, whaes actions are already submitted to ane langer day nor is prescryved in this act. Provyding, that the partie doe his diligence in maner aboue written, within fourtie dayes after the expyryng of the said submission. And to the intent that justice be na occasion to breed farther trouble, every partie shall come to the town accompanied allanerlie with twentie foure persons, where both they and their companie shall keepe their ludging to the houre of cause. At the whilk, first the ane and then the other shall be brought out by the town in Armes accompanied from their ludging to the Bar with the number prescryved to their rank by act of Parliament. The contraveiner whereof, if he be persewer, shall tyne his persute in tyme comming; and if he be defender, he shall be denounced rebell as presumed gilty, and refusing lawfull tryell. And for staying of all deadly feads in tyme comming where there is no cause nor quarrell given as yet, it shall not be lawfull to the persewer to invade, persew, beare fead or quarrell against any friend of the offender, innocent and not accused and convict of the cryme, vnder the paine of tynsell of his action and persute against the gilty, and be compelled to submit with the offenders selfe. Reserving alwyse to his Majestie his action against him for the cryme. Lyke as the friends

friends of the gilty person being convicted and fugitive from the law, shall not beare quarrell for his persute be law, neither maintein, supplie nor reser him, vnder the paines contained in the act against resets of fugitives and rebels. And in case any of the friends of the gilty persons reser him in contempt of this present act, and others his Heighnes Lawes, the partie grieved assisted with his Heighnes Advocat, shall onely persew the resetter by ordour of Law without convocation of sead, grudge or quarrell to be borne against him therefore otherwyle; vnder the paine of tynsell of his said lawfull action in all tyme comming. And to this ordour before specified, the hail Nobilitie and Estates here present, haue given their approbation and consent, and sworne to conforme them thereto in all seads whilks shall fall out in tyme comming. And this present act nowyse to nullitat in sic case where the partie offender is denounced rebell, or shall happen heereafter to be fugitive and put to the horne, for slaughter or other odious capitall crymes, during the tyme of their rebellion. And to the intent these present articles may haue the better effect, and be the mair willingly embraced by his Majesties haill subjects, his Heighnes of his proper motiue and gracious inclination to justice, quyetnes and well of his people, solemnely declared and faithfully promitted in presence of the saids Estates, that for slaughter and other odious crymes to be heereafter committed, his Heighnes shall graunt no respit, remission, pardon nor oversight at any tymes hereafter. Albeit the parties transact and agree amongst themselves, till the inveterat and damnable customes of the saids heynous crymes be rooted out and altogether suppressed. Whilks articles aboue written, in the haill heads and poynts of the samine, OVR SOVERAIGNE LORD and Estates foresaids, presently conveyed, ratifies, approves and confirms, and ordeines the samine to haue the strength, force and effect of ane law in al tyme comming. And that letters of publication and executorials passe here-vpon, for the better observation hereof in this present Parliament.

*ACT AGAINST SLAUGHTER OF WYLD-
fowles. CHAP. 23.*

FOR SA MEIKLE as by common consuetude of all Countries, speciall prohibition is made to all sorts of persons to slay wyld-foull, Hair or Vennison, except sic as by their revenewes may beare the charges and burdings of the Halkes, Hounds and Dogs, requisit in sic pastymes. In respect the samine as well hes bene created for the recreation of mankind, as for their sustentation. Lyke as it is of treuth that by diverse and sundry acts of Parliament others statutes and proclamations made heretofore, all slaying of the said wyld-foull and beastes by any indirect meanes, sic as hagbut, gim, net and fowler dogg is speciallie forbidden, and diverse penalties contained in the samine act. Yet nevertheles, sic hes bene the slacknes of the execution of the samine, that diuerse and sundrie persons hauing greater regarde of their gaine and commoditie, whilk they purches by the selling of the said wyld-foull, to sic persons wha prefers their awne inordinar appetite

King James the Sext.

tite and gluttonie, either to the obedience of the saids Lawes, or to the recreation that may be had by the direct slaying of the samine. Hes vsed all the saids indirect meanes in slaying of the saids wyld-fowles and beastes, whereby this Countrie being so plentifully furnished of before, is become altogether scarce of sic waires. For remeed whereof, and that the continuing of the said abuse may not procure worse inconvenients, seing in tyme of peace in all tyme bygane, the saids pastymes of hunting and halking were the onely means and instruments to keepe the haill Leiges bodies fra not becoming altogether effeminat. OVR SOVERAIGNE LORD and Estates of Parliament, finding that the dischaïrging of the selling of the saids wyld-fowll and vennison shall procure ane remeed of the abuse foresaid. Haue therefore discharged, lyke as by these presents they discharge any persons whatsoever, within this Realme in any wyse to sell or buy any fastan reid or fallowe Deare, Daes, Raes, Hares, Partridges, Moore-fowles, Blackcokes, Aith-hennes, Termigants, wyld-Dukes, Teilles, Atteilles, Goldings, Mortyms, Schidderems, Skaildraik, Herron, Butter, or any sic kynde of fowlls, commonly vsed to be chased with Halkes, vnder the paine of ane hundreth pounds to be incurred alswell by the buyer as the seller. And in case of the inhabilitie of any of the saids persons to pay the said summe, that the apprehender of them shall cause them be scourged thorow the burgh or town where they shall be apprehended. And als discharges any of the saids Leiges, in any wyse to slay any of the wyld-fowll or beastes aboue-specified, by girn, net or hagbut, vnder the paine aboue-specified to be incurred by them. For execution whereof, OVR SOVERAIGNE LORD hes given and graunted power and commission to all Shireffs, Stewarts, Baillies, alswell of Regalities as Royalties, Provests and Baillies of Burrowes, and every Barron within his awne Barronie, speciall justices to that effect; giving them full, free and plane power to vp-lift or execute the paines aboue-specified against the transgressors of these presents; the ane halfe of the saids pecuniall paines to be intromitted with by them, to apperteine to OVR SOVERAIGNE LORD, and to be payed to his Heighnes Thesaurer; and the other halfe to the delator and apprehender. And because ane of the greatest occasions of the scarcitie of the saids Partridges and Moore-fowles, is by reason of the great slaughter of their Pouts and yong anes: when as for youth neither are they habile to giue pastyme, and for quantitie can no wyse be ane great refreshment.

Therefore OVR SOVERAIGNE LORD hes discharged all his Heighnes subjects whatsoever, in any wyse to slay or eat any of the saids Moore-pouts, or of any other kyndes before the third day of Julie; or Partridg-pout, before the aught day of September. Alwyse OVR SOVERAIGNE LORD and Estates foresaid, declares that this present act, shall nowyse comprehend Cunnings, Wod-cock, Plevars nor wyld-Goose, but the samine to be slane with nets, and others ingynes not forbidden by the lawes of this Realme, and to be coast and fauld as lawfull merchandise as of before.

ANENT

ANENT THE CVSTVMING OF GOODS.

CHAP. 24.

FOR-SAMEIKLE as it is vnderstand to the Kings Majestie and Estates of this present Parliament, that be diverse Acts of Parliament, Lawes and constitutions heretofore observed, all maner of English goods brought within this Realme, are and hath bene ever subject, and in vse of payment to his Heighnes of ane certaine custome, and duetie properly pertaining to his Majestie, as ane part of the Patrimonie of his Crown. Lyke as also other sorts of claith, silkes, stuffs, and merchandice brought within this Realme from forraigne Nations, are by act of his Majesties Nobilitie, Councell and Estates, of the date the threitein day of Maij, the yeare of God 1597. Ratified and approved in Parliament halden at *Edinburgh* in the Moneth of December, the samine yeare, subject to the payment of ane certaine custome to his Heighnes. And the Merchants inbringers of the saids goods, aught not to losse, breake bowk or dispoine there-vpon, whill the samine bee first entered, then marked, and dewlie customed by the Customer appoynted thereto. Notwithstanding the custome of the saids goods are very far over-sene, to the great hurt and discommoditie of his Majestie, in respect there is na seall appoynted to be hanging, to the saids goods, according to the vse and consuetude observed in other Nations, whereby the goods customed, could nowyse be knowne by the vncustomed goods. And sa by their confusion the Merchants, awners and inbringers of the saids goods, immediatly after the arryving and comming of the saids goods within this Realme, losses, breaks bowk, selles and conceales the samine; and never offers nor presents na part thereof to be customed, conforme to the ordour, to the great prejudice of his Heighnes: whilk being now considered by his Heighnes, his said Nobilitie, Councell and Estates, and they finding that by the want of the said seall, his Majestie is, and hes bene greatly defrauded of his customes. Ordeines therefore the haill Customers within this Realme, to cause make ane print, seall, and stamp of seall containning twa halves for every Burgh and sea-port within this Realme, where there are established customers; the ane halfe thereof containning *JACOBVS REX*, with his Heighnes Armes and Crown; and the other halfe the name of the Burgh where the samine shall remaine. Whilk seall and stamp shall be applyed to lead, being so stricken and printed with the said stamp, shall be hanging to every wob, peece and steik of claith, silk and stuff of whatsomever Nation that here-after shall be brought within this Realme by sea or land, before the samine be presented to open markets, fauld or anywyse dispoined vpon. And the ane halfe of the said seall to be keeped by the Customer, and the other halfe by the Clerk of the Coquet. The awners of the said claith, silkes and stuffs payand the custome thereof. And to the effect the claith, silkes and stuffs presentlie being within this Realme, may be knowne and decerned from that whilk hereafter shall be brought within the samine. It is also decerned and ordeined, that the Customer of every Burgh and sea-port, shall repaire to the dwelling houses and buiths within every ane of the saids Burghs and Ports where they

King James the Sext.

are particularlie appoynted Custumers, and there receave the eathes of the awners, of sic peeces, steiks and wobs of claith, silkes and stuffs as are therein; whither the samine hes payed the custume thereof or not. And sic as hes not payed custume, that the samine be then instantlie payed, and the said seall in token thereof hanging thereto, and to all others peeces, steikes and wobs whilks shall be apprehended within the saids buithes and houses, whereof the custume hes bene payed of before, vpon the expenses alwyse of the said Custumer. And that the awners of the said claith and stuffs, requyre the Custumers within every burgh and port particularlie to repaire to the saids buiths and houses, to this effect, within fourtene dayes after the publication hereof: And farther, to doe and performe all other things whilks to every one of them is appoynted to be done in maner foresaid, vnder the pain of confiscation of al the peeces, wobs and steiks of claith and stuff, that shal be apprehended thereafter wanting the said seall. And that na maner of persons, inbringers of the saids claith, silk and stuff within this Realme in tyme comming, presume nor take vpon hand, to sell nor dispone vpon the samine, nor na part thereof, vnto the tyme the samine be presented to the Custumers within the custume-houses, the custume thereof payed, and the said seall in token thereof, hanging to every particular peece of the samine, as said is, vnder the paine of escheating of the samine. Certifying them if they failye that all and whatsover wobs, steiks and peeces whilks shall be apprehended wanting the said seall, shall be confiscat and intronnetted with to his Majesties vse as escheat, with all rigour and extremitie in example of others. And that letters of publication be direct here-vpon, where throw nane pretend ignorance of the samine.

ALL CHARGES OF HORNING AGAINST persons dwelling be north the water of Die to be direct vpon fiftene dayes at the least. CHAP. 25.

OUR SOVERAIGNE LORD, and Estates of Parliament, considering how that his Majesties subjects, inhabiting the North-part of this Realme, are oft-tymes drawn in great inconvenients by sundrie charges, direct against them, some-tyme for finding of Lawborrowes, or compeiring before his Majestie, and his Councell vpon simple charges of sex dayes; sa that be the shortnes of tyme, and impossibilitie to them to satisfie the saids charges within sex dayes, in respect of the far distance of the place of their residence from the burgh of *Edinburgh*, they are oft-tymes put vnder the danger of horning; whereas if they had convenient tymes graunted to them, there wald not be sic disobedience of sic great numbers of his Majesties subjects. For remeed whereof, it is statute and ordeined, that na letters of horning shall be direct against any persons dwelling be North the water of *Die* vpon ane shorter space nor fiftene dayes at any tyme hereafter. And the horning to be vsed against any of the saids persons vpon ane shorter space nor fiftene dayes, shall be null and of nane avail.

ACT

*ACT AGAINST PERSONS VVHA PESEVVES
others within ane myle of the Kings Majesties residence.*

CHAP. 26.

THE Kings Majestie and Estates of Parliament, considering the many-
fold indignities from tyme to tyme done to his Majestie, by ane num-
ber of vndewtisfull and vnreverent subjects, wha to the contempt and dis-
honour of his Majestie, make frequent tulyies, and seekes the commoditie
to revenge their particular quarrels within the Burgh of *Edinburgh* and
Cannogate, and others places neere to the place of his Heighnes residences;
not spairing sometime at his Majesties awne back, to vse their privat re-
venge, to the hazard and perelling of his Heighnes most Noble Person.
Lyke as diverse persons, vnder pretence of their awne defence, repaires and
resorts within his Majesties Palaces, armed with Jacks, Secreets or Cor-
slets, vnder their doublets or coats. Where-throw it is to be feared, that
certaine evill disposed persons, vnder cullour of their awne defence, may
attempt some enterpryse against his Majestie or his domestiks.

For remeed whereof, and eschewing of the inconvenients that here-vpon
may ensue; It is statute and ordeined, that whatsomever person of what
estate, qualitie or degree he be of, shall presume to take vpon hand at any
tyme hereafter, to invade or persew any of his Majesties subjects, within
any part of this Realme, within ane myle to the place of his Heighnes resi-
dence and remaning for the tyme; or wha shall resort and repaire within his
Majesties Palaces, or any part of his residence, armed with Jacks, Secreets,
or Corslets vnder their coats, doublets or otherwyse; that the saids persons,
makers of the saids tulyies and combats, after due tryell that they were the
first onsetters. As also, the saids persons, repairing armed within his Ma-
jesties houses, as said is, shall be taken apprehended and warded for yeare
and day, and farther, ay and whill they syn with his Majestie for their liberty,
according to his Heighnes good pleasure.

*ANENT THE COVRT PLACE OF THE SHI-
resdome of the Meirnes.* CHAP. 27.

OUR SOVERAIGNE LORD, and Estates of this present Par-
liament, vnderstanding the great prejudice susteined by the Leiges of
this Realme, where the judgment-saits of Shireffs, and others Iudges are not
sa commodious, neither in building nor in situation, as the Shireff, others
Iudges and their deputes may convenientlie sit, nor the parties may resort
thereto. And speciallie that the Shireff of the *Meirnes*, alias, *Kincardin* and
his deputes, hes bene in vse these many yeares to sit at *Kincardin*, where there
is neither ane Tolbuith, nor any house to parties to ludge into, for their in-
tertainment; nor yet is the place in the middes of the Shyre, whereby the
leiges within the said Shirefdome are greatlie damnified. For remeed where-
of, it is statute and ordeined, that the Shireff of the Shirefdome of *Kincardin*

King James the Sext.

and his deputies, in all tyme comming, shall sit and hald their Courts at the *Stane-hyne*, as maist meet and convenient to them, and to the haill leiges within the Shyre: and that precepts to be direct, shall be to warne all parties within their jurisdiction, to compeir to persew and defend in their Courts at the *Stane-hyne* in all tyme hereafter. *

ANENT THE KEIPING OF PLEDGES.

CHAP. 28.

FOR-SAMEIKLE as in tyme bygane, the onely meane for quyeting of the Borders was entering of pledges, and the keeping of them in surety that in case any enormitie or wrang were committed by any of the gang or surname, for the whilk they were entered pledges; then justice should be execute against the saids pledges with all rigour. And because heretofore, ane great number of the Nobilitie and Barons, being burdened for keeping in suretie some of the saids pledges, hath made their excuse of the danger and inconvenient that might occur to them, in case of the escape of any of the saids pledges, delyvered to them in keeping; whilk being easie to be prevented be the mair imprisonment of them. OVR SOVERAIGNE LORD, and Estates of Parliament, findes that nane of the Nobilitie and Barons, being burdened to receaue any of the saids pledges shall refuse to accept them, vpon excuse of any inconvenient whattomever that may ensue; but shall receaue them, and keepe and detene them, ay and whill the saids pledges be suitted to be delyvered by them; and shall be answerable for them, that they shall no wyle escape, ilk pledge, vnder the paine of twa thousand pounds.

A Table



*A Table of the particular Acts and others, past in the
xvj. Parliament, halden at EDINBURGH the fiftenth
day of November 1600, yeares not imprinted.*

THE forsaule tour of vnmwhyle Iohne Earle of Gowrie and vnmwhyle Alexander Ruthven his brother.

- 2 Act anent the disberefing and inhabilitie of the bresber and posteritie of the vnmwhyle Earle of Gowrie.
- 3 Act abolishing the surname of Ruthven.
- 4 Protestation for the Queenes Majestie.
- 5 Protestation for the Earle of Rothes.
- 6 Act in fauours of Sir Thomas Erskin.
- 7 Ane other act in his fauours.
- 8 Act in fauours of Sir Hew Hereis.
- 9 Act in fauours of Sir John Ramfay, anent the lands of East-barns.
- 10 Act in fauours of Sir Hew Hereis, anent the lands of Cowlland.
- 11 Act in fauours of Iames Lundie.
- 12 Anent the posteritie of Frances sometyme Earle Bothwell.
- 13 Protestation of the Burrowes anent the Bullion.
- 14 Ane other protestation made be them.
- 15 Act anent prouision for Armour.
- 16 Act anent making of Redres.
- 17 Act in fauours of Sir Patrik Murray anent the Abbacie of Fern.
- 18 Act in fauours of Iohne Marquis of Hammilton anent Arbroth.
- 19 Ratification of the Countes of Mar her infestment.
- 20 Discharge given to h. r anent the education of the Prince.
- 21 Act in fauours of the Constable of Dondie, anent bearing of the Kings Baner.
- 22 Act in fauours of the Lord Hooime, anent the thriddes of Coldinghame.
- 23 Ratification to Master Peter Yong.
- 24 Act in fauours of the Laird of Bogie and Master Iohn Moncreif.
- 25 Act in fauours of the Duke of Lennox.
- 26 Ratification of the erection of the Burgh of Greinlaw.
- 27 Act in fauours of Patrik Leslie anent the Abbacie of Lundores.
- 28 The decision of the Monkes portions of Arbroth, betwix the Marquis of Hammilton and the Laird of Auldbar, remitted to the next Parliament.
- 29 Ratification of the infestment of the Lewes.
- 30 Act in fauours of the Fewers of the Kings lands within Fyfe.
- 31 Ratification of the Bishop of Glasgows restitution.
- 32 Protestations of the Earles of Erroll and Marshell.
- 33 Act in fauours of the Duke of Lennox anent the assignation of the thrids of the Pryorie of Saint Androes.
- 34 Act anent Registration of Seafings in the Secretars Regisler.
- 35 Commission for ranking of the Noble men in their places.
- 36 Commission anent the wooll.



THE
XVII. PARLIAMENT
OF THE MOST EXCEL-
LENT AND MIGHTIE KING
AND MONARCH, JAMES BY
THE GRACE OF GOD, KING OF
GREAT BRITAIN, FRANCE
AND IRELAND, DEFENDER
OF THE FAITH: ETC.

HALDEN AT PERTH THE EL-
LEVENTH DAY OF JULIE THE YEARE
OF GOD 1604. TEARES. BY THE PO-
TENT EARLE AND LORD, *IOHNE*
EARLE OF MONTROSE LORD

Grahame and Mugdock, his Majesties

COMMISSIONER: and the

Estates of this Realme.

COMMISSION



COMMISSION A-
nent the Union of the two
Kingdomes. CHAP. I.



OR-SAMEIKLE

as it hath pleased his most Excellent
Majestie, acknowledging the un-
speakable favour, where-with the
divine providence of the most beigh
hath blessed him by the oft-wished,
but hardlie expected conjunction of
two auncient and lang discordent
Kingdomes, maist earnestlie to de-
fire ane established continuance of
the samine; that as by lawfull suc-
cession they are ane in the head, so in
the body and every member thereof,

they may be sa inseparablie conjoyned, as al-after-comming ages should
finde the sweetnesse of the peace, wealth and felicitie, whilk by the per-
fite accomplishment thereof, may continue to the worlds end. And
his most Excellent Majestie, although absent in person (from his most
auncient and native Kingdome) yet present by his princelie power, fa-
therlie care, and prudent commandements, daily directed to his most
humble and obedient subjects of the Kingdome, having laid before them
the great blessing that ane constant and friendlie conjunction with their
neighbour Countrie of England, now united by alledgeance and loyall
subjection in his Majesties most Royall Person, wald bring to them and
their Posteritie, and there-with out of his maist loving and accustu-
med princely regarde, to their inestimable joy and comfort, woutchasing
to assure them of his sincere disposition and cleare meaning, noway by the
foresaid union, to prejudice or hurt the fundamentall Lawes, auncient
priviledges, offices and liberties of this Kingdome. Whereby not onely
the princely authoritie of his most Royall discent, hath bene these many
ages maintained, but also his peoples securitie of their lands and livings,
rights, liberties, offices and dignities preserved; whilks if they should
be innovated, sic confusion should ensue, as it could no more be a free
Monarchie,

King James the Sext.

Monarchie; and his Majesties gracious intention in establishing the foresaid Union, is onely to alter and reforme sic indifferent and temporal statutes, particular customes, or speciall ordinaunces; whereby the by-gane remembrance may be extinguished, and the future growth prevented of many particular debates and unhappie accidents, whilk might here-after disturbe that constant loue and persite amitie, betwix both Nations, so tenderlie wished by his maist Excellent Majestie; and sic steadfast and asald grounds of uniforme societie, surrogat in their place. That as the present age is Ravished in admiration with ane so fortunat beginning, sa that the posteritie may rejoyce in the fruition of sic ane effectuall Union of twa sa famous and auncient Kingdomes, miraculusly accomplished in the Blude and Person of sa Rare ane Monarch.

Therefore, and for the mair persite accomplishing of the wark foresaid, the Estates Spirituall and temporall of this present Parliament, assembled be vertue of his Majesties Commission, vnder the great Seale of Scotland, Declares, statutes and ordeines, that the persons following they are to say, **JOHNE Earle of Montrose**, Lord Chancellor of Scotland. **FRANCES Earle of Erroll**, heigh Constable of Scotland. **GEORGE Earle Maitshell**, great Mairshell of Scotland. **JAMES Earle of Glencarne**. **ALEXANDER Earle of Linlithgow**. **JOHNE Archbishop of Glasgow**. **DAVID Bishop of Ross**. **GEORGE Bishop of Caithnes**. **WALTER Pryor of Blantyre**. **PATRIK Lord Glames**. **ALEXANDER Lord Elphinston**. **ALEXANDER Lord Fyvie President of the Councell of Scotland**. **ROBERT Lord Roxburgh**. **JAMES Lord Abercorne**. **JAMES Lord Balmirrinloch principall Secretare of Scotland**. **DAVID Lord Scoone**. **Sir JAMES SCRYMGEOUR of Dudop Knight**. **Sir JOHNE COCKBYRNE of Ormeston Knight**. **Sir JOHNE HOME of Coldonknows Knight**. **Sir DAVID CARNAGIE of Kinard Knight**. **Sir ROBERT MELVEILL elder of Murdocarnie Knight**. **Sir THOMAS HAMMILTON of Binnie Knight**. **Sir JOHNE LEIRMONTH of Balcomie Knight**. **Sir ALEXANDER STRATON of Lawreston Knight**. **Sir JOHNE SKENE of Currilhill Knight**. **Master JOHNE SHARPE of Howston Lawyer**. **Master THOMAS CRAIG Lawyer**. **HENRY NEISBIT**. **GEORGE BRUCE**. **ALEXANDER RUTHERFURD**. **Master ALEXANDER WEDDERBURN, Merchants**. Or any twentie of them, shall by vertue of this present Act, haue full Power, Commission, Libertie and Authoritie, to assemble and conuene themselves

selues, after the ending of this present Session of this Parliament; and before the next Session thereof, at sic tyme, and in sic place as it shall please his Majestie to appoint with certaine selected Commissioners, nominat and authorized by the Parliament of England, according to the tennour of their Commission in that behalfe, to confer, treat, and consult vpon ane perfitte Vnion of the Realmes of Scotland and England, and concerning sic other matters, causes and things whatsomever, tending to his Majesties honour and contentment, and to the weal and tranquillitie of baith the Kingdomes, during his Majesties lyfe (whilk the ever-living God lang continew) and during his Royall Posteritie in blessed tranquillitie to the worlds end. As vpon mature deliberation, the greatest part of the saids Commissioners, assembled, as is foresaid, with the Commissioners authorized by the Parliament of England, shall in their wisdomes think maist expedient and necessar; not derogating any wyse any fundamentall Lawes, auncient Priviledges, Offices, Rights, Dignities and Liberties of this Kingdome, as is before said: And that the Commissioners of baith the saids Realmes, according to the tennour of their Commission in that behalfe, set downe their proceedings in three severall wryttings, every one of them to be subscryved and sealed by them; to the end that one of them may be in all humilitie presented to his Majestie; the second to be presented to the consideration of the next Session of Parliament, for the Realme of Scotland; and the thrid to be offered to the consideration of the next session of Parliament, for the Realme of England. That thereafter sic order may be taken therein, as baith the saids Parliaments shall think expedient for his Majesties satisfaction, and benefite of baith the saids Kingdomes.





A TABLE OF THE PARTICULAR

Acts and others, past in the xvij Parliament balden

at PERTH the elleventh day of Julie

1604 yeares not imprinted.

- A**CT in fauour of the liberties of the Kirk.
2 Forfaultour of William Borthwick of Sowtray.
3 Forfaultour of Thomas Kennedie Tutour of Bargany.
4 The Summonds of Treason against Walter Moore of Cloncaird past fra by the Advocat.
5 Commission to the Lords of Session to decyde the action of Reduction of the forfaultour of Iames Wood appearand of Bonytoun.
6 Act anent the restitution of Iames Dowglas of Spot.
7 Protestation made be the Lord of Roxburgh.
8 Act anent the restitution of Master Thomas Cranston.
9 Protestation made be the Earle of Angus anent his place of Prioritie, and of the Duke of Lennox and Marquiss of Huntlie in the contrare.
10 Protestation made be the Lord of Roxburgh.

THE





THE XVIII PARLIAMENT OF THE MOST EXCELLENT AND

and mightie King and Monarch, JAMES by the Grace of GOD,
King of great Britane, France and Ireland, defender of the Faith, &c.

Halden at Perth the ninth day of Julie 1606 yeares, by
the Potent Earle and Lord JOHNE Earle of MONTROSE,
Lord Grahame and Muzdock, his Majesties COMMISSIONER,
with advyce of the Estates of this Realme.



ACT ANENT THE KINGS
Majesties Royall Prerogative.

CHAP. I.



OR-SAMEIKLE AS
the Ettates and haill bodie of this pre-
sent Parliament, considering that with
the lawfull discent in the Person of Our
most gracious Sovereigne, of the righ-
teous inheritance of the famous and re-
nowned Kingdomes of England, France
and Ireland, whilk very farre surpasses
the wealthe, power and force of the

Dominions of any of his Progenitours, Kings of Scotland." GOD
hath also joyned ane wonderfull increffe of care and burding. For
discharge whereof he hath endued his Majestie with sa many extra-
ordinar graces, and maist rare and excellent vertues, as he is not
onely knowne by daily and manifest experiences, in matters of
greatest

King James the Sext.

greatest difficultie and consequence, to the vnspeakable comfort of all his faithfull subjects, to be capable of the happie government of his saids Kingdome. But by his most singular judgment, fore-sight and princely wisdom, worthie to possesse, and habile to governe farre greater Dominions and numbers of people. And in respect thereof, the saids Estates plainly perceaving that by this his Majesties exaltation, not onely in preëminence and power, but also in all Royall qualities requisit for the happy discharge thereof, GOD has manifestlie expressed his heavenlie will to be, that his Majesties Imperiall power, whilk GOD has so gratiousslie enlarged, shall not by them in any sort be impaired, prejudged or diminished; but rather revered and augmented so farre as possiblie they can. Therefore the saids Estates, and haill bodie of this present Parliament, all in ane voluntar, humble, faithfull and vnited heart, minde and consent, truelie acknowledges his Majesties Sovereigne Authoritie, Princelie Power, Royall Prerogative, and Priviledge of his Crown over all Estates, persons and causes whatsoever within his said Kingdome. And his Majestie with expresse advyce, consent and assent of the saids haill Estates, Ratifies, approves, and perpetuallie confirms the samine; als absolutlie, ampie and freelie in all respects and considerations, as ever his Majestie or any of his Royall Progenitours Kings of *Scotland*, in any tyme bygane possessed, vsed and excrcised the samine. And lykwyse, with consent foresaid, casses, annuls, abrogats, retreats and rescinds all and whatsoever things attempted, enacted, done or heereafter to be done or intended to the violation, hurt, derogation, impairing or prejudice of his Heighnes Sovereigne Authoritie, Royall Prerogative and Priviledge of his Crown, or any point or part thereof, in any tyme bygane or to come. And the saids haill Estates for them and their Succetours, faithfullie promits, perpetuallie to acknowledge obey, maintein, defend and advance the lyfe, honour, saiftie, dignitie, Sovereigne Authoritie, and Prerogative Royall, of his sacred Majestie, his Heires and Succetours, and Priviledge of his Heighnes Crown, with their lyues, lands and goods to the vttermost of their power, constantlie and faithfullie to withstand all and whatsoever, persons, powers or estates, wha shal presume, prease or intend any wyse to impugne, prejudice, hurt or impare the samine; and never to come in the contrare thereof, directlie nor indirectlie in any tyme comming.

ACT

ACT ANENT THE RESTITVTION OF THE
estate of Bishops.

CHAP. 2.

OVR SOVERAIGNE LORD now in his absence forth of his Kingdome of *Scotland* earnestlie desiring sa to provyde for the just and politique government of that Estate, as his faithfull subjects thereof may perfite lie know, that absence breeds not in his Royall mynde oblivion of their good, but that he is daylie mair and mair cairfull of sic things as may tend maist to the honour, profite and perpetuall stabilitie and quyetnes of the said Kingdome; wherein vnderstanding Religion and Justice to be sa necessar foundaments and pillars, as by them the authoritie of the Princes and quyetnesse of the people in all tymes by past, hes cheeflie bene established and maintained, whill of late in his Majesties yong yeares, and vnsetled estate, the auncient and fundamentall Policie, consisting in the maintenance of the three Estates of Parliament, hes bene greatlie impaired, and almaiist subverted, speciallie by the indirect abolishing of the estate of Bishops, by the act of annexation of the Temporalitie of benefices to the Crown, made in his Heighnes Parliament, halden at *Edinburgh* in the moneth of Julie, the yeare of God ane thousand five hundreth fourescore seven yeares. Whereby albeit it was never meand by his Majestie, nor by his Estates, that the said Estate of Bishops consisting of benefices of cure, and being ane necessare estate of the Parliament, should on nowyse be suppressed; yet his Majestie by experience of the subsequent tyme, hath clearlie sene that the dismembring and abstracting from them of their livings, hes broght them in sic contempt and povertie, that they are not habile to furnish necessaries to their privat familie, meikle lesse to beare the charges of their wonted rank in Parliament and generall Counsaills, and after the example of their predecessours, to assist and supplie their Prince with their counsell and goods, in tyme of peace and warre. The remeid whereof properlie pertains to his Majestie, whom the haill Estates of their bounden duetie, with maist heartlie and faithfull affection humblye and truelye acknowledges to be Sovereigne Monarch, absolute Prince, Judge and Governour over all persons, Estates and causes baith Spirituall and Temporall within his said Realme.

THEREFORE his Majestie, with expresse advyce and consent of the saids haill Estates of Parliament, being cairfull to repone, restore and re-integrat the said estate of Bishops, to their auncient and accustomed honour, dignities, prerogatives, priviledges, livings, lands, teyndes, rents, thrids and estate, as the samine was in the Reformed Kirk, maist ample and fre at any tyme before the act of annexation foresaid. By the tennor hereof, retreats, rescinds, reduces, casses, abrogats and annulles the foresaid act of annexation of the temporalitie of benefices to the Crown, made in the yeare of God ane thousand five hundreth fourscore seven yeares, as said is, in sa far as the samine may in any wyse comprehend or be extended to the auhority, dignity prerogative, priviledges, towrs, castels, fortalices, lands, Kirks, teyndes, thrids or rents of the saids Bishopricks, or any part thereof, with all others acts of Parliament, made in prejudice of the saids Bishops, in the premisses or

D

any

re ligant
of the
1606

The act of
the
1606
14 87 1606

King James the Sext.

any of them, with all that hes followed or may follow there-vpon, and all acts of dismembriing of particular Kirks, or commoun Kirks of the saids Bishopricks from the samine, or for separating the thrids of the saids Bishopricks from the bodie, tyde and twa part of the samine. To the effect, the persons presentlie provyded to the Bishopricks of *Scotland*, or any of them, or that hereafter shall be provyded to the samine, may freely, quyetlie and peaceablie enjoy, bruike and possesse the honours, dignities, priuiledges and prerogatiues, competent to them or their Estate since the Reformation of Religion; and all Towres, Fortalices, Lands, Kirks, Teynds, rents, twa-part, thrids, patronages and rights whatsomever, belonging to the Bishopricks or any of them, to vse and exercise the samine, and freelie dispone vpon the hail twa-part and thrid, Temporalitie and Spiritualitie of their saids Bishopricks, and all the premisses belonging to the saids Bishopricks, as the saids acts of annexation and remanent acts, made in any wyse to their prejudice in the premisses, and everie ane of them, and all that followed there-vpon, had never bene made nor done. They alwyse enterteining the Ministers, serving at the cure of the Kirks of their saids Bishopricks, vpon the readiest of their saids thrids, according to the ordinaire assignations made or reasonable to be made thereanent.

ATTOVR, because his Majesties intention is onely to restore the Bishopricks, whilks are benefices of cure, and nowyse to alter any thing done in other benefices, whilks are not of cure. And for the better satisfaction of his Majesties subjects and faithfull servants, whom his Majestie in his princelie liberalitie, for diverse good respects and causes mooving him, hath beneficed, rewarded and advanced with erections, sewes, patronages, teyndes, and others infestments, confirmations of lands, rents, teyndes, patronages and others rights of Abbacies, Pryories and others benefices, not being Bishopricks.

And to the effect they be not prejudged, nor put in mistrust by this act, of their saids securities in the premisses, His Heighnes with the advyce of the haill Estates of Parliament, Ratifies and approues, and for him and his successours perpetuallie confirms, the haill erections, infestments, confirmations, patronages, tacks and others securities of Lands, Teyndes, Patronages, rights and rents whatsomever, of the saids haill benefices foresaids, or any part thereof (not being Bishopricks) given, disposed or confirmed by his Majestie, during the tyme of the said Parliament, halden in the Moneth of Julie ane thousand fiue hundreth fourescore seven yeares of before or sensyne, made agreable to the lawes and acts of the said Parliament ane thousand fiue hundreth fourescore seven, and others lawes and acts made sensyne. And faithfullie promits *in verbo Principis*, never to quarrell nor impugne the samine, directlie nor indirectlie in any tyme comming. As also for the well and securitie of the tenants of the lands and teyndes of the saids Bishopricks, wha since the act of annexation, haue debursed diverse summes of money to his Heighnes Thesaurer, for making and confirming to them of their infestments, tacks and securities of the saids lands, teyndes and rents of the Bishopricks posselt by them. And to the effect the annulling of the
said

said act of annexation, bereaue them not altogether of the saids Lands, teyndes and rents of Bishopricks, acqyred be them vpon their large charges and expenses, according to the Law then standing. And that vpon the other part, the saids Bishopricks be not altogether made vnprofitable, by the vnlawfull Dilapidation of the rents thereof, and hurtfull conversion of the victuall, keynes, custumes, and others commodities of the same, for vnequall and vnworthie pryces.

THEREFORE his Majestie with advyce of his Estates forefaids, Ordeins the faids persons possessours of the lands or teyndes of Bishopricks by vertue of Infeftments, Confirmations or Tacks of the famine graunted or set since the said act of annexation, and conforme to the famine, and Lawes of the Realme, at the tyme of the making thereof, shall haue the securities, confirmations, tacks and rights of the faids lands and teyndes of the Bishopricks forefaids, renewed and graunted to them in sufficient, valeid and perfite forme by the Bishops, possessours of the faids benefices. The faids Fewers, Tacksmen and Tenants, paying to the faids Bishops, for gressum, entresse and composition, for renewing of their faids fewes of all Lands, and others belanging to the faids Bishopricks; and als ratification of their faids tacks of all teyndes perteyning thereto. Of the whilks at the day and date hereof, there are ten yeares crops of the famine to runne. The double of the yearlie silver duetie, contained in their faids fewes and tacks; and the single of the victuall duetie, and of all others duties expressed therein. And that by and attour the yearlie duetie expressed in their faids fewes and tacks. The whilks duties, for gressum, entresse and composition, the haill Estates of Parliament, declares, shall be payed by the faids Fewers, Tacksmen and Tenants, within yeare and day, after they be lawfullie cited to that effect, and for that famine cause; or after that intimation of the famine be made to them, by the Bishops in their awne Courts. And in case of not thankfeull payment, of the double of the said silver duetie, and of the single of the said victuall, and others duties to be payed within yeare and day, after the said citation and intimation, as said is.

THE saids Estates of Parliament, findes and declares, that the saids Fewers and Tacksmen shall be astricted to pay after the expyryng of the said yeare and day, thankfull payment not being made within that space of the foresaid greffumes, entresse and composition, extending to the quantitie aboue written; the quadruple of the silver duetie, and the double of the said victuall, and others duties foresaid, to be payed to the saids Bishops, by and attour the yearlie duties contained in the saids sewes and tacks, as is before said. And the saids Estates, ordeines and declares, that if there be not ten yeares compleit to runne of the saids tacks of teyndes, perteining to the Kirks of the saids Bishopricks, after the day and date hereof; in that case, the Tacksmen on nawyse shall be astricted to pay any greffum, entresse or composition for the samine, to the saids Bishops, but they to be free thereof.

ATTOVR, the saids Estates declares, that the said act and ordinance
D a of Par.

D 2

of Par-

King James the Sext.

of Parliament, shall nowyse be extended, comprehend nor prejudge any fewes of Bishopricks, lawfullie sett and confirmed before the said act of annexation, whilk was in the said Moneth of Julie ane thousand five hundredreth fourescore seven yeares. Excepting and reserving alwyse forth of this present act, all dispositions made of whatsoever patronages of Kirks pertaining to the saids Bishopricks, disposed by lawfull Titulares, and the Kings Majestie, and ratified in Parliament, in favours of whatsoever person or persons, and nane others. And findes and declares all dispositions whatsoever, made of the foresaids patronages of all Kirks pertaining to the Bishopricks disposed by the lawfull Titulares, and his Majestie, and not confirmed in Parliament to be of nane availl, although the same patronages be graunted and disposed by the Kings Majestie and Titulares thereof. And lykwyse, excepting and reserving all common Kirks, pertaining of auld to the saids Bishoppes, and their chapter in commountie, whilks are disposed by his Majestie, to whatsoever person at any tyme preceeding this present act. And the saids Estates declares, that if there be any common Kirks, pertaining to the saids Bishopricks, and to their chapters of auld, that now pertienes and falles to them be vertew of this present act. That thereby the Ministers, wha are lawfullie provyded to the saids common Kirks by presentation, collation and admission, and serving thereat, shall nowyse be prejudged during their lyftymes; but that the saids provisions shall be sufficient right and warrand to the saids Ministers, to bruke, joyce and possesse their common Kirks foresaids, according as they are provyded thereto, for all the dayes of their lyftymes. Notwithstanding whatsoever clause contained in this present act, or any other act of Parliament, that might make any derogation to the saids provisions. Excepting alwyse, and reserving the Castell of *Sanct-Androes*, and Castell yarges of the same, disposed to *George Earle of Dumbur*, vpon the resignation of *George Archbisshoppe of Sanct-Androes*, dissolved and dismembred from the said Archbisshoprick, by OVR SAID SOVERAIGNE LORD, and Estates, with expresse consent and assent of the said Archbisshop, personallie compearand in Parliament. Whom to OVR SAID SOVERAIGNE LORD, in place and recompence of the said Castell, hes given and disposed the Provestrie of *Kirkhill*, Vicarage and Arch-Deinrie of *Sanct-Androes*, to remaine with the said Archbisshop and his successours, by and attour ane yearlie pension of thre hundredreth markes, giuen to the said Archbisshop, sa that the said Castell and Castell yarges, shall nowyse be comprehended in this present act, nor yet shall be compted nor esteemed in any tyme hereafter, any part or portion of the patrimonie of the said Archbisshoprick, but shall remaine with the said *George Earle of Dumbur*, his heires and successours, as their proper heritage lawfullie disposed to them, and dissolved from the said Archbisshoprick. And in lykmaner, the saids Estates declares that the foresaid act, graunted in favours of the saids Bishops, shall not be extended nor be prejudiciall to the infeftments, rights and tytles made to *Sir Robert Melvill of Murdocarnie* Knight, his heires and successours mentioned therein of the lands of *Monymastill*, and

of the
vpon
lawfull
and
of the
of the
of the
of the

of the
of the
of the
of the
of the

and *Lethamie*, with the Maner-place, yarges and bigging of *Monymaill* and patronage of the Kirk of *Monymaill* pertaining of auld to the Archbischoppe of *Sand-Androes*. And declares the samine infestments to stand in the awne strength, notwithstanding this present Act. Provyding alwyse, that the said Sir *Robert Melvill* and his heires, sustaine and entertaine the Ministers, serving at the said Kirk, vpon the frutes of the samine Kirk. And notwithstanding this present act and haill clauses therein contened, OVR SAID SOVERAIGNE LORD, with advyce foresaid, hauing considered the Fewers of the Barronie of *Glasgow*, to be many in number and the povertie of the maist part of them, to be sic as they are not habile to furnishe the ordinaire charges for renewing their infestments, haue dispensed, and by this present Act dispenses anent the foresaid clause of renueing of fewes, with sa many of the saids Fewers as haue taken their fewes, without diminution of the rentall, and conversion of victuall, and other dueties in silver. And wha shall obtaine ane ratification from *Iohne* now Archbishop of *Glasgow* of the saids fewes and rights, before the feast of *Alhallowmes* next to come. And declares the fewes lawfullie set, as said is, to the saids persons, valide and effectuell, their heires, successours and assignayes, alwyse entering by the said Archbischoppe, as their immediat superiour; and by his successours to their saids lands, rowmes and possessions, by Breives raised out of the said Archbishops Chancellarie, precepts of *clare constat*, resignations and confirmations, as vse is, and paying their few mailles, sermes, moulters, keynes, and others dueties, to the said Archbishop and his successours in all tyme hereafter; but prejudice to the letters of gift, and pension graunted to the Duke of *Lennox*, Sir *George*, Sir *James* and *Archibald Erskines* pensions, forth of the frutes of the said Archbischopricks of *Glasgow*, to be bruiked by the said Lord Duke during his lyf tyme allanerlie.

ACT ANENT THE DILAPIDATION OF

Bishopricks.

CHAP. 3

OVR SOVERAIGNE LORD, and Estates of Parliament, hauing consideration of the act made in the tenth Parliament, halden by his Heighnes in the yeaere of God ane thousand fiue hundreth fourescore fiue yeaeres, and in the elleventh Act of the said Parliament, conteining diuerse cautions and provisions, tending to restraine beneficed persons, from away putting of any part of their benefice, whereby the saids benefices may be left in worse estate nor the samine was at their entrie thereto; as the said Act doeth at mair length contain. Hes ratified and approven the said act in all the articles, heads and circumstances thereof; declairing the samine to remaine in ful strength, and to haue the effect and force of ane perpetual law and statute of Parliament in all tyme comming, with thir additions. They are to say, that it shall no wyse be lesome to any person provyded or to be provyded to ane Bishopricks within this Realme; to dispoone or giue in pen-

King James the Sext.

tion any part of the patrimonie of the said Bishoprik, whilk shall indure and last langer space nor the giver of the said pension shall bruke the said Bishoprik. And if it shall happen the saids persons provyded to the saids Bishopriks now, or in any tyme to come, to dismember any part of their saids benefices or patrimonie thereof. OVR SOVERAIGNE LORD, and Estates of Parliament, decernes and declares all sic facts and deeds to fall vnder the compasse, perrell and danger of dilapidation of benefices, and to ane expresse space and kynde of dilapidation. And be reason it hes ever bene found necessar in all tymes past, that the sewing of lands, setting of tackes, and doing of sic other lawfull deeds, be whatsomever Bishoppe and Prelat within this Realme, of any part of the patrimonie of their saids benefices, should haue the consent of the maist part of their Chapter, without whais consent, had and obtained to the saids deeds in haill, or the maist part thereof, was no wyse lesome to the saids Prelats to doe any of the saids deeds. Therefore, the saids Estates, according to the written Lawes made thereanent, and custume perpetuallie observed in sic cafes of before; finds and declares, that na Bishop within this Realme, may set in few, tack, or otherwyse, nor doe any other deed in the disponing of any part of the patrimonie of their saids Bishopriks, without the advyce, consent and assent of their chapters, or the greatest number of them, duellie procured and obtained thereto. In the purchasing of whais consent, it shall no wyse be requisit to haue their saids chapters chapterlie conveyined (but the saids deeds being otherwyse lawfullie done, and subscryved by the maist part of the said chapter) the not meeting and conveyining chapterlie at the tyme of the making of the saids rights, and subscryving thereof, shall furnishe na ground where-vpon the saids facts and deeds may be quarrelled, or the saids rights and tytles impugned or annulled, throw the cause or occasion foresaid. Whilks chapters decernes and declares, to remaine now and in all tyme comming, according to the foundation of the saids Bishopriks, and as hes bene in tymes bygane, without any kynde of alteration to be made therein. Excepting alwyse, the chapter of the Archbishoprik of *Sanct-Androes*, the alteration whereof (whilk is made in maner vnder-written) necessarlie proceeded in that the samine consisting of before of the Pryorie of *Sanct-Androes*, is suppressed by the new erection of the said Pryorie, whereby the said chapter ceasses. And therefore, the saids Estates hes declared and declares that the said chapter of *Sanct-Androes*, hereafter shall consist of the number of the persons following, *Viz.* of seven persons of the Ministrie, dwelling and hauing their charge within his Diocie of *Sanct-Androes*, to be elected and nominat by the said Archbishop himselve, to be perpetuall convent, and chapter of the said Archbishoprie in all tyme comming; and after the decease or removing of any ane or ma of them, from their present places and function within the said Diocie, the Intrans succeeding in that place and charge, to succeed also in the samine roume of the chapter and convent. Reserving alwyse to the said Archbishop and his successours their auncient privileges, that the common seall of the said chapter to be made of new by their awne advyce, shall serue for their consents without their subscriptions.

FAR-

FARTHER, the saids Estates findes and decernes, that the present common seall of the said chapter, being appended to the evidents or rights whatsover, alreddie made and graunted by the said Archbishoppe, hes bene and shall be in all tyme comming, ane sufficient and perfite consent of the chapter, and als effectuell for securing of the vassals and tennents, receivers of the saids rights, as the same hes bene in any tymes of before; and sa to indure in force hereafter, for consent of the said chapter, ay and whill the election of the said new chapter, and making of the said new common seall.

Attour, OVR SAID SOVERAIGNE LORD, and Estates of Parliament, findes and declares, that it is and shall be lesome to the saids Archbishops, Bishops, and their successours, to set als many tacks of the frutes and dueties pertaining to their saids benefices, either short or lang tacks, as they please; and for als many yeares as they shall thinke meet and expedient, whilk may subsist of the law. In doing whereof the saids Estates will make na restraint or limitation of any tyme to the saids Bishops. And be reason that the duetie of the saids tacks to be set be the persons provyded to the saids Bishopriks, or to be applyed, and converted for satisfaction, and entreteining the Ministers serving the cure of the Kirks of the saids Bishopriks, and for supplie of ane part of their stipends to be given to them. Therefore the Estates ordeins the saids Bishoppes to have ane cairfull regarde that the saids tacks be set for ane competent duetie, whilk may in some reasonable proportion answering to that whilk is sett in tack, bee mair meet to supplie ane part of the saids Ministers steipends, whilks dueties of the saids tacks and als the steipends whilks shall be provyded to the Ministers, serving at the Kirks of every Bishoprick, shall be in all tyme comming reput as ane part of the rentall of the saids Bishopricks: whilk rentall shall nowyse be hurt, viciat or diminished by the titulare of the said Bishoprick in any tyme to come. And to the effect that the Ministers of the saids Kirks may be the mair certainlie provyded, and the rentall of the Bishopricks may be made (whilk shall not be altered, as said is) Ordeins all Archbishops and Bishops, wha are alreadie provyded, or shall be provyded in tyme to come, to make ane sufficient rentall of the patrimonie of ilk Bishoprick, and to give in the same to the Clerk of Register and his deputes, to remaine in his Register, *ad futuram rei memoriam*; and that within the space of ane yeare, after the date of this present act, vnder the paine of ane thousand markes, to be payed be the person wha shall failye in giving of the said rentall within the space foresaid, to OVR SOVERAIGNE LORDS Collector generall. Of the whilk summe, the said Collector shal be halden to make compt and reckning to the auditours of his Heighnes Checker. Lyke as it is provyded, that it shall nowyse be lesome to the saids Archbishops or Bishops, to hurt or diminishe any point or part of the said rental, to be given in be them, as said is, whilk wil consist cheeflie of the quantitie of victual and silver, whilk shalbe provided to the saids Ministers for their steipends for serving the cures of the Kirks of the saids Bishopricks, as said is, but the said rentall shall remaine in the awne integritie in all tyme comming

King James the Sext.

ming. To the effect that the saids Ministers and their successours serving the Kirks of the saids Bishopricks; as said is, may be assured of certaine local steipends; for their said service; not to be subject to the many charges and alterations, whereby frequentlie they haue bene troubled in tymes preceeding. And last of all, because that the rentall to be given in of the saids Bishopricks, will consist and be made vp, partlie of the dueties of the saids tacks to be set, as said is, and that the certaintie of the saids local steipends stands in the vp-giving of the saids rentals, whilk **OVR SAID SOVERAIGNE LORD** and Estates, ordeins to be done with all goodlie diligence within the tyme prescryved thereto; that the Ministers serving the Kirks be not frustrat or disapoynted of due satisfaction and recompence for their travels tane in the service foresaid: And that they may be put in certaintie thereof in tyme to come, wherein the evident well and profite of the Kirk does appeare, and manifest the selfe. And for that cause order is given and forme prescryved for setting of tacks, as the preceeding Articles of this act proports. Where-throw whatsomever acts and constitutions made by any, either Civill or Ecclesiastik Judge, tending to the prohibition and restraint of setting of lawfull tacks by any beneficed person, aught to be annulled; seing the saids acts and constitutions, whilks wer made vpon any preconceived feare of any laik or want of maintenance for enterteinment of the Kirk, or vpon any other ground, are now clearly satisfied, by the cairful regarde whilk his Majestie, and Estats of this Parliament hes alwaies had, to the advancement of the Kirk, and to the certain provision of the Ministrie thereof, with constant steipends. Ane worke very necessare, and to be forthered and exped by the present Bishops, and to whais cares and travels, **OVR SAID SOVERAIGNE LORD** and Estates, hes recommended and commits to giue over in the certaine provision of the Ministrie, serving at the Kirks of their Bishopricks, with competent and reasonable steipends, answerable and agreeable for their trauels and sustentation. And therefore **OVR SOVERAIGNE LORD**, and Estates foresaids, Statutes, decernes and declares, all and whatsomever actes, lawes, statutes, ordinaunces and constitutions Ecclesiasticall or Civill, whilks are alreadie made in tyme by-gane, or shall happen to be made in tyme to come, whereby any beneficed person within this Realme, are prohibit and discharged to set any tacks of teynd, (whilk stacks may subsist of the law, and whilks acts and ordinaunces may directlie or indirectlie seme to infringe and annull the saids tacks lawfullie set, as said is, or to inflict any paine or punishment vpon the setters thereof) to be altogether null and of nane availl, and to haue na strength, force nor effect now and in all tyme comming, sic lyke as if the samine had never bene made; whilks all and others acts, ordinaunces and constitutions to be made anent the premises, and whilk may tend to the lyke end in any tyme to come, **OVR SOVERAIGNE LORD** and Estates simpliciter discharges for now and ever.

*ANENT FORFAULTED PERSONS AND
their restitution be way of Grace.*

CHAP. 4.

OVR SOVERAIGNE LORD perfitelie vnderstanding that the due punishment inflicted to traitours and rebels, and the rewardes rightlie distributed to faithfull and well deserving subjects, encourages the better sort in well doing, and is ane terrour to the evill disposed to giue withgate to their inclination. In consideration thereof, with advyce and consent of the Estates of his Heighnes Parliament, Ratifies, approues and perpetuallie confirms the processe, sentences and domes of forfaitours, led, deduced and pronounced against *Frances* sometyme Earle of *Bothwell*, vntill while *John* sometyme Earle of *Gowrie*, and vntill while Master *Alexander Ruthven* his brother their memorie; together with the acts made anent the inhabilitie of the posteritie of the saids traitours. And decernes, declares, statutes and ordeins, that the gracious restitution to be given by his Majestie, or any of his successours, to any person or persons already forfaited since his Majesties perfite age; or wha in any tyme comming shall happen lawfullie to be forfaited by his Majestie, or any of his successours, or to their heires or their successours, shall nowyse hurt or prejudice any of his Heighnes subjects in the right and securitie obtained or to be obtained by them or any of them, of the lands, possessions, tacks, rights, goods or geare pertaining to the saids forfaited persons rebels, and fallen to OVR SAID SOVERAIGNE LORD, or his successours by their rebellion and forfaitour: but that the same lands, possessions, tacks, rights, goods and geare whatsomever, fallen to his Majestie in maner foresaid, and lawfullie disposed by his Heighnes, or hereafter to be disposed by him, or his successours, to any of his or their lawfull subjects, shall perpetuallie remaine with, and appertain to the receavers of the securitie and disposition thereof. Notwithstanding the said gracious restitution, to be obtained by the saids forfaited persons or their heires or successours, whilk shall be na farther extended, nor haue na farther force nor effect, but for the rehabilitation of their persons allanerlie; and nowyse to be extended to the lands, possessions, tacks, rights, goods or geare pertaining to them before their forfaitour, and lawfullie disposed to any of his Heighnes obedient subjects, at sic tyme as the vndoubted right thereof stude in his Heighnes person, fallen and becommen in his Majesties hands, be vertue of the said forfaitour. And because the persons forfaited, their children and friends, in prejudice of his Heighnes donatours, and others his Majesties obedient and ductifull subjects, abstracts and absents the evidents, tacks and securities of the lands, rounes and possessions of the saids forfaited persons. IT is therefore statute and ordeined, that notwithstanding the abstracting and absenting by any persons of the evidents, tacks and securities of the lands and possessions whilks pertained to any forfaited persons, and whereof the rights being either disposed or confirmed by his Majestie, the saids dispositions or confirmations are extant in his Heighnes Register, that the extract thereof forth of

King James the Sext.

of the Register shall be als goode, and sufficient tytle and right to his Majesties donatours, and others his obedient and duetifull subjects, having right thereto, for bruiking and joyfing of the saids lands and possessions, as if the principall and originall evidents, tacks and securities were yet extant. And that the saids evidents and securities shall not be decerned to make na faith or to be improven, for not production of the originall and principall, the saids extracts or confirmations being produced by his Majestie, or his donatours and others foresaids. And they being content to abyde at the veritie of the deed, and tryell not onely of the treuth of the confirmation, but also at the treuth of the writ whilk is insert in the confirmation, whereof the principall is abstracted.

ACT ANENT THE RIVERS OF TWVEID

and Annand:

CHAP. 5.

OVR SOVERAIGNE LORD, and Estates of Parliament, vnderstanding that in the act made in his Heighnes Parliament, in the yeare of God ane thousand sex hundreth yeares, whereby the slaying of Salmond fishe in forbidden tyme, or of Kipper, Smolts or black fishe, at any tyme was declared to be thift; and the committers thereof were ordeined to be punished for the famine as for thift. The Rivers of Tweed and Annand were then excepted, because the saids Rivers at that tyme devyded at many parts, the bounds of Scotland and England adjacent to them, whereby the forbearance vpon the Scots part of the slaughter of Salmond, in forbidden tyme, and of Kipper, Smolts and black fishe, at all tymes wald not haue made Salmond any mair to abound in these waters, if the lyke order had not bene then observed vpon the English side. Whilk impediment, through the infinite mercy of God, being now removed, by the most happie uniting of baith the Kingdomes in ane Empyre, in the Royall person of his most excellent Majestie, vndoubted and righteous Monarch of the famine. Whereby the Inhabitants of this haill Isle, are equallie subject to his sacred Person and Lawes; and the remeed of their harmes, and the redresse of their abuses, punishment of their transgressions, and establishment of their vniversall well belongs to his charge.

Therefore OVR SOVERAIGNE LORD and Estates of his Heighnes Parliament, clearlie vnderstanding that the cause of the said exception is now removed, Ratifies and approves the said act of Parliament, anent the forbidding the slaughter of Salmond, Kipper, Smolts and black fish, in maner aboue written, and paines of thift and death, decerned against the contraveiners thereof. And retreats, perpetuallie annulles and abrogats the said exception of the saids waters of Tweed or Annand. And decernes and declares, that in all tyme comming, the contraveiners of the said act, or any part thereof, in the waters of Tweed or Annand, or any part of the famine, shal vnderly the paines foresaids of thift and death, according to the qualitie, rank and estate of the committers thereof, and as if the first act had bene generall, and the said exception had never bene contained therein.

ANENT

ANENT THE CVSTVMES BETVVENE SCOT-
land and England. CHAP. 6.

OUR SOVERAIGNE LORD, and Estates of this present Parliament, statutes and ordeines that the Fermers of the custumes in Scotland doe keepe ane originall buike of all the goods that are entred and shipped for England, the ships name, place and maisters name, and to what port the ship is bound, and to keepe the entresse of every port by themselves. And also ane other originall buike of the goods brought from England, the ships name, maisters name, of what port, and from what port the ship comes, to keepe the entresse of every port by themselves; and every half yeare the Fermers of Scotland, to send ane true coppie of the samine buikes to the Fermers of England; and the Fermers of England to doe the lyke to the Fermers of Scotland and anes yearlie; lykwyse to send the one to the other, all the returnes, whilk come from either Kingdome, for discharge of their bands, to examine if they be not falsified, whilk being examined, shall be returned back againe.

Siclyke, It is statute and ordeined, that the Coquet doe passe in the names of the principall awners of the goods laiden in every ship, and not in poore mens names, scarfelic knowne in England.

Item, that order may be taken that na geare nor merchandice be suffered to passe by land from Scotland into England, nor from England into Scotland by the waste grounds and wastes.

It is statute and ordeined, that goods caried by land from Scotland to England, or broght from England to Scotland, may passe onely by the wayes of Berwick and Carleill, and by no other way to prevent all fraud. And that all Merchants doe bring ane certificat from the Fermers deputes of Edinburgh to the Fermers deputes of Berwick and Carleill; and also the Fermers deputes of Berwick and Carleill, to giue the lyke certificat for all goods passing these wayes, for Edinburgh or any other Cittie or towne in Scotland, and to keepe originall buikes thereof, vnder the paine of warding of the persons of them wha shall contravein this present act, or any poynt thereof, and escheating and confiscation of the haille goodes, geare and merchandice, whilk any person or persons shall transport betwix Scotland and England otherwyse nor is prescryved in this present act.

ANENT GLEIBS IN PASTVRAGE AND
sowmes grasse. CHAP. 7.

OUR SOVERAIGNE LORD, and Estates of this present Parliament, vnderstanding that be act of Parliament, anent the designation of Mansses and Gleibs to Ministers. It is ordeined, that there shall be fourē aikers of land designed to ilk Minister for his Gleib next adjacent to the Kirk. And seing that by the iniquitie of tyme and disorder of the Borders and Hieland of this Realme in tyme bygane. There are sundrie Kirks within the samine whilk hes na arrable land adjacent thereto, but onely pasturage; sa
that

King James the Sext.

that by the foresaid act of Parliament, made anent the designation of foure aikers of land onely for the Gleib of ilk Minister, and na farther. The Ministers serving the cure at sic Kirks as hes na arrable lands adjacent thereto, but onely pasturage, are greatlie hurt and defrauded. For remeid whereof, IT is statute and ordeined that in all tyme comming, there be designed to the Minister serving at the cure of sic Kirks where there is na arrable land adjacent thereto, foure sowmes grasse for ilk aiker of the saids foure aiker of Gleib land, extending in the haill to sextene sowmes, for the saids foure aikers, and that of the maist commodious and best pasturage of any Kirk lands, lyand next adjacent and maist nearest to the saids Kirks. And ordeins letters to be direct against the possessours thereof for removing therefra, in the samine forme, as is appoynted by the foresaid act of Parliament, made anent designation of Mansses and Gleibs of before.

ANENT TEYNDING OF CORNES.

CHAP. 8.

IT is statute and ordeined by OVR SOVERAIGNE LORD, and Estates in Parliament, that in tyme comming in al teynding of cornes, that the samine be teynded at three severall tymes every yeare, if the awners of the cornes shall thinke it expedient: To wit, the croft in field come at ane tyme, the beere at ane other tyme, and the out-field come at the thrid time. And declares that fiftene dayes after the compleit shearing of ilk sort of cornes being out run, that it shall be lesome to the awners at the said fiftene dayes end, to make requisition vpon seven dayes to make them thankfull teynding; and if the awners get not thankfull teynding at the expyryng of the saids seven dayes, the saids Estates declares, that it shall be lawfull to the awners of the saids cornes, to teynd and stack the samine themselues, conforme to the act of Parliament made of before, anent the teynding of corns in all poynts, and shall incurre na danger therethrow.

ANENT AVLD DECREITS OF EIECTION

and spuiylie in the Borders. CHAP. 9.

OVR SOVERAIGNE LORD, and Estates of this present Parliament, being cairfull that the settled and peaceable estate, happelie begun in these parts of this Countrie, whilk were the late Borders, fore-anent England, may be sa maintained, as all occasions of disturbances thereof may be providentlie foreseene, and convenientlie remeided. And vnderstanding, that na thing is mair habile to bring diverse of the inhabitants of the saids Borders to desperat courses and turbulent enterpryses, then the rigorous execution of auld decreits, obtained against them or their predecessours, twentie yeares before his Majesties happie succession to his Crown of England, speciallic where the saids decreits of their awne nature, may bring the danger of the yearlie violent profits vpon the persons against whom the saids decreits were obtained; and thereby summonding oftentimes

tymes their haill valiant, if they be put to extreame execution, will giue the partie occasion of sic dispare, as may induce them to attempt sa dangerous remedies, as may disturbe the generall quyetnesse, to renew and beginne hot and bloudie feeds amongst parties. For remeed whereof, and to the effect sic auld decreits of ejection or removing, as were obtained twentie yeares before his Majesties comming to the Crowne of *England*, and na execution sought nor obtained there-vpon, during the said space of twentie yeares preceeding his Majesties obtaining of the Crown of *England*, may not vrge and dryue them to dispare and miserie, sic as haue three yeares bygane contained themselves in all duetifull obedience to his Majesties authoritie and lawes.

THEREFORE His Majestie and Estates foresaids, statute and ordaine, that all sic decreits of ejection and removing, and all effect and execution that any way may follow there-vpon, shall cease, and in all tyme comming be voyd. Except for obtaining of possession, to the parties in whais favours the saids decreits were pronounced, of the lands therein contained; and payment to them of the ordinarie profites, whilks the saids lands haue payed, to the persons against whom the saids decreits were given, of the yeares since his Majesties going into *England* allanerlie, and of na others yeares preceeding the famine. With speciall provision, that in case the persons against whom the foresaids decreit of removing or ejection were given, shall happen hereafter to be lawfullie denounced rebels, and put to the horne, for not obedience of the foresaids decreits; they being first charged after the day and date hereof, by all the charges contained in the letters raised or to be raised vpon the saids decreits to obey the famine. In that case, the saids Estates of Parliament, declares that the persons obtainers of the foresaids decreits, shall haue sufficient action against the persons defenders, specified in the saids decreits for the violent profites of the lands mentioned thereintill, continuallie since the obtaining of the foresaids decreits, as accords of the law, notwithstanding of this present act.

*ACT ANENT DIRECTING LETTERS OF
Horning on Schirefs, Stewarts and Baillies decreits.*

CHAP. 10.

OUR SOVERAIGNE LORD, and Estates of this present Parliament, ordeins for the greater furtherance and better execution of justice to all his Majesties leiges, and eschewing of the superfluous and vnnecessar charges, whilks they sustein by poynding on decreits, obtained before Schirefs, Stewarts and Baillies, alswell of Royaltie as Regalitie, that the lyke letters and execution of Horning be direct and graunted by the Lords of Session, vpon all acts, decreits and sentences of Schirefs, Stewarts and Baillies alswell of Royaltie as Regalitie, as are graunted and direct vpon decreits, acts and sentences of Provests and Baillies within Burgh, conforme to the act of Parliament made there-anent, and after the forme and tennour of the famine in all poynts.

E

ANENT

King James the Sext.

ANENT COALTIERS AND SALTERS.

CHAP. II.

*out fail
coaliers*
OVR SOVERAIGNE LORD, and Estates of this present Parliament, statutes and ordeins, that na person within this Realme hereafter shall hyre or conduce any Salters, Coalyers or coal-bearers, without ane sufficient testimoniall of their Maister whom they last served, subscribed with his hand, or at least sufficient attestation of ane reasonable cause of their removing, made in presence of ane Baillie, or ane Magistrat of the part where they came fra. And in case any receave, fee, hyre, supplie or intertaine any of the saids Coalyers, Salters or Coal-bearers, without ane sufficient testimonie, as said is. The maisters whom fra they came, challenging their servants within yeare and day, that the partie whom fra they are challenged, shall delyver them back againe within twentie foure houres, vnder the paine of ane hundreth pounds, to be payed to the persons whom fra they passed, and that for ilk person; and ilk tyme that they or any of them shall happen to be challenged, and not delyvered, as said is. And the saids Coalyers, Coal-bearers and Salters, to be esteemed, reput and halden as theiues, and punished in their bodies, viz. Sa many of them as shall receave forewages and fees. And the saids Estates of this present Parliament, giues power and commission to all maisters and awners of Coal-heughs and Pannes, to apprehend all vagabounds and sturdie beggers to be put to labour.

ACT ANENT SETTING OF FEVVES BE
subvassels of ward lands.

CHAP. II.

OVR SOVERAIGNE LORD, and Estates of Parliament, having consideration of the act and statute, made by his Heighnes predecessor, King JAMES the second of worthie memorie, in the fourtene Parliament, halden by his Majestie, and threscore twelue chaptour of the said Parliament, anent the setting of lands in Few-ferme, as the act it selfe at lenth conteines. Vnder the pretext and cullour, whereof divers persons halden their lands of others Superiours, for service of warde and releif, haue set the saids lands halden by them, as said is, in Few-ferme, to others their subvassels, for payment of ane Few-ferme duetie; whereby they doe manifest prejudice to their saids Superiours, in altering of the said first halding, expresse repugnant to the meaning of the said first act. Whereas the said halding can nawyse be altered by the vassels, without some direct deed done by their superiours, tending to approue the said disposition, and whilk may alter the nature and condition of the said first halding. For remeed whereof
OVR SOVERAIGNE LORD, and Estates of Parliament presentlie conveyed, hes statute and ordeined, and by the tennour of this present, statutes and ordeins in all tyme comming, that it shall nawyse be lesome to the vassels of any Earle, Lord, Prelat, Barron, or any other Free-halder within this Realme wha halds their lands of their saids Superiours, by service of warde
and

and releif, to set their saids lands whilks are halden by them, as said is, to any other person in few, for payment of ane Few-ferme duetie, in prejudice of their saids over-Lords, whom of they hald the saids lands, by service of warde and releif, as said is, without the speciall advyce and consent of their saids Superiours, had and obtained to the setting of the saids lands in Few-ferme, or purchasing of the saids Superiours confirmation to the said disposition, if any shall happen to be made, as said is. And in case any sic alienation shall happen to be made in any tyme to come, without consent of the saids Superiours, or their confirmation obtained to the same, **OVR SAID SOVERAIGNE LORD**, and Estates of Parliament, finds, decernes and declares, all sic dispositions to be null and of nane avail, force nor effect, either by way of action or exception.

ANENT LAYING OF LINT IN LOCHS.

CHAP: 13.

OVR SOVERAIGNE LORD, and Estates of Parliament, finding that the laying of Lint in Lochs and burnes, is not onely hurtfull to all fishes bred within the same, and bestiall that drinks thereof; but also the haill waters of the saids Lochs and burnes, thereby being infected, is made altogether vnprofitable for the vse of man, and very noysome to all the people dwelling there-about. Therefore statutes and ordeins, that na person nor persons in tyme comming, lay in Lochs and running burnes, any grein Lint, vnder the paine of fourtie shillings, *soles quatier*, for ilk time they shall contravein; and als confiscation of the lint to be applyed to the poore of the parochin, within the whilks the saids Lochs and burnes lyes. And by the tennour hereof, giues power to the Session of the Kirk of ilk parochin, to try, cognosce, and put this present act to execucion, and to vplift the vnlawes, and confiscat and dispone vpon the said Lint, to the weall of the poore of the parochin, as said is.

ACT IN FAVOVS OF HIS MAIESTIES VAS-
sels for payment of their blench dueties. CHAP. 14.

OVR SOVERAIGNE LORD, and Estates of this present Parliament, remembring the great favour shawne and borne by his Highnes and his predicessours, to the Noble-men, Barrons, and others subjects of this Realme, and their predicessours, for their notable and memorable facts and services done to his Majestie and his predicessours, in defence and wealfair of the Realme; in making and graunting to them of heritable infestments of their Lands, Barronies, Lordships, Castels, Towres, Fortalices, Woods, Mylnes, Salmond, Fishings, offices and others therein conteined, halden of **OVR SAID SOVERAIGNE LORD**, and his predicessours, in free blench-ferme, for payment of certaine blench-ferme dueties, expressed in their infestment; not as any burding or yearlie duetie, but by way of acknowledging and recognoscence, if the same

King James the Sext.

dueties shall be requyred allanerlie. And that notwithstanding thereof, within thir late and few yeares, the saids Noble-men, Barrons, and others OVR SOVERAIGNE LORDS leiges and subjects, wha holds their lands and others foresaids of OVR SAID SOVERAIGNE LORD in free blench, are yearlie without any just cause burdened, vrged and compelled by charges to make payment in his Heighnes Checker of certaine summes of money, as for the pryces and valour of the saids blench dueties; there being na sic summes of money nor pryces conteinied in their saids infestments. For remeed whereof, OVR SOVERAIGNE LORD, with advyce of the saids Estates, findes, decernes and declares, that the Noble-men, Barrons, and others leiges and subjects, wha holds their lands and others foresaids of his Majestie in blench-ferme, are onely justlie adetted in payment of the blench dueties expressed and set downe in their infestments, if the samine be required allanerlie. And that they aught nowyse to be burdened, troubled or charged for summes of money, as pryces for the saids blench dueties. And that notwithstanding whatsoever act or ordinaunce made by the Lords of his Heighnes Checker, or others acts or ordinaunces whatsoever, of whatsoever yeares bygane or to come, the whilkis this present act shall make and makes full derogation. And therefore Sir *Thomas Hamilton* of *Monkland* Knight, Advocat to OVR SOVERAIGNE LORD, in prefence of the saids Estates, protested in his Heighnes Name, that the blench dueties and speices thereof conteinied in the foresaids infestments, be conforme to the Kings Majestie and his successours, Estate and dignitie. And there-vpon the said Lord Advocat asked instruments.

ACT ANENT SEASINGS TO BE GIVEN on precepts of the Chancellarie.

CHAP. 15.

OVR SOVERAIGNE LORD, and Estates of this present Parliament, Ratifies and approues the act made of before by King *JAMES* the fifth of good memorie, whereby it was statute and ordeined, that all Seasings given by vertue of any precepts direct forth of the Chancellarie, should be given by the Schirefs of the Shyres, Baillie or Stewarts, where the lands lyes, their deputes and Clerk, as in the said act of the date the tenth day of December the yeare of God ane thousand five hundreth and fourtie years at mair length is conteinied, in all and sundrie poynts, heads, articles, clauses and conditions of the samine, sa farre as the samine extends or may be extended to Seasings past vpon precepts direct forth of the Chancellarie vpon Retours allanerlie. And the saids Estates of Parliament, decernes and declares the samine act made by King *JAMES* the fifth of the date aboue written to haue bene onely made for sic Seasings as are given by vertue of precepts, that passies vpon Retours, and to nane others Seasings direct vpon any other precept, direct forth of the Chancellarie.

ACT

ACT IN FAVOVS OF THE BURROWS REGAL.

CHAP. 16.

OVR SOVERAIGNE LORD, and Estates of Parliament, Ratifies, approues and confirms all acts of Parliament and Lawes, with all Freedomes, Priviledges, Immunities and Liberties, graunted to the Burghs Regall within this Realme by OVR SOVERAIGNE LORD or any of his Heighnes prediceffours, at any tyme of before. And decerns and declares the saids Burrows, and every one of them to haue good right to bruike their saids priuiledges and liberties, as they were wont to do before.

Let the said Burghs be restored to their former liberties and franchises as they were wont to have before.

ACT FOR STAYING OF VNLAUVFUL CON-

ventions within Burgh, and for assisting of the Magistrats in execution of their offices. CHAP. 17.

OVR SOVERAIGNE LORD, and Estates of this present Parliament, ratifies and approues all and whatsomever acts made heretofore by his Majestie, and his Heighnes progenitours, and the Estates of the realme, for staying of all tumults, and vnlawfull meetings and conventions within Burgh. And ordeins the samine to haue effect, and to be put to due execution against the contraveiners thereof in all poynts. With this addition, That na person nor persons within Burgh, of whatsomever rank, qualitie or condition they be of, presume nor take vpon hand from this forth, vnder whatsomever cullour or pretext, to convocat or assemble themselves together at any occasions except they make due intimation of the lawfull causes of their meetings to the Provest and Baillies of that Burgh, and obtaine their licence thereto; and that na thing be done nor attempted by them in their saids meetings, whilk may tend to the derogation or violation of the acts of Parliament, lawes and constitutions made for the well and quyetnesse of the saids Burghs. Declaring by thir presents, the saids vnlawfull meetings, and the persons present thereat to be factious and seditious, and all proceedings therein to be null and of nane availl. And the saids persons to be punished in their bodies, goods and geare, with all rigour, conforme to the lawes of this Realme.

Let the said Burghs be restored to their former liberties and franchises as they were wont to have before.

Let the said Burghs be restored to their former liberties and franchises as they were wont to have before.

AND to the effect the saids vnlawfull meetings with all others tumults, turbulances and pleyes that shall happen to fall out within the saids Burrowes, may be substantiously suppressed, Ordeins the haill inhabitants of the saids Burrowes, at all occasions to readilie assist and concur with the Magistrats and Officers thereof, for settling of the saids tumults and turbulances, and punishing of the saids authors and movers thereof. And sic as shall not concur and assist with the saids Magistrats readilie, or their Officers, for redding and settling of the saids tumults and turbulances, as said is, shall be reput and halden as fosterers and mainteiners of the saids tumults, and punished therefore in their persons, and vnlawed in their goods at the arbitrimint of the Magistrats and Councell of the said burgh, and ordeins publication to be made hereof at the market Crosses of the saids Burrowes,

Let the said Burghs be restored to their former liberties and franchises as they were wont to have before.

King James the Sext.

that nane pretend ignorance thereof.

DISSOLVTION OF HUNTINGTOVR AND Strathbrane.

CHAP. 18.

OVR SOVERAIGNE LORD, and Estates of Parliament presentlie conveined, considering that the setting of the lands of the annexed propertie in Few-ferme, for payment of the auld rentall, with augmentation, is greatlie to his Majesties benefite and profite, his Heighnes rentall thereby, being made sure vunchangable, vnalterable, and nowyse hable to be disponed and annalied. Hes therefore dissolved, and by the tenor of this present act of Parliament, dissolues from the act of annexation of the lands of the Earledome of *Gowrie*, and Lordship of *Huntingtour*, alias, *Ruthven*, the haill lands perteing or belonging to the said Earledome of *Gowrie* and Lordship of *Ruthven*, and in speciall the lands and Lordship of *Huntingtour*, and the lands of *Strathbrane*; and that to the effect that the famine haill lands (except sic as are hereafter particularlie enumerated) may be in Few-ferme laten and heritable disponed, for payment of the auld duety with augmentation of the rentall. And that the said act be extended in ample forme with all clauses needfull.

IT is alwyse declared, that the lands vnderwritten, they are to say, The lands of *Cowgask*, with the teynd-sheiuies thereof, with mylnes, moulters, woods, fishings, pairts, pendicles and pertinents of the famine. The lands of *Peill*, *Lethame*, *Easter-Heichame*, *Gudliburne*, hoill of *Huntingtour*, the lands of *Halie land*, few and *west-Heichame*, with the pertinents of the famine, being all of the said Lordship of *Huntingtour*, shall be dissolved. To the effect the famine may be set in blench-ferme (for payment of ane pennie) to *John Earle of Montrose*, &c. And that for many great, reasonable and seene causes, mentioned in ane particular warrand made for dissolution of the saids lands.

ACT OF DISSOLVTION OF THE LOWMONDS.

CHAP. 19.

OVR SOVERAIGNE LORD, and Estates of this present Parliament, conveined and halden within his Majesties Realme of *Scotland*. Vnderstanding that it is necessare that the haill lands lyand waste of his Majesties propertie, whereof his Majestie receaves na yearlie profite, be set in Few-ferme heritable; to sic persons as will giue maist therefore; for the augmentation of his Majesties proper rent within this Realme. Hes with ane advyce and consent by their decreit in Parliament, dissolved, and by the tenor of this present act dissolues from his Majesties Crown and Patrimony of the famine, all and haill the hilles of the *Lowmonds* and *Moore*s of *Falkland*, with the proper parts and pertinents thereof, annexed of before to his Heighnes Crown and patrimonie thereof, now and in all tyme hereafter, to remaine separate and dissolved from all former annexations thereof. To the effect the famine may be set in Few-ferme heritable, in haill or in part,

to

to sic person or persons as will giue maist therefore, in augmentation of his Majesties proper rent.

ACT ANENT SALVO JURE CIVIVSLIBET.

CHAP. 20.

FOR-SAMEIKLE as in this present Session of Parliament, there are many Ratifications past, wherein divers and new clauses are insert, whilk may be prejudiciall to particular parties rights and derogative to many and divers lawes, lawfullie made and established of before. Albeit the meaning of the Estates be at this tyme as it was ever in all preceeding Parliaments, that by na act of Ratification any other partie should be hurt or prejudged. For remeid whereof, It is statute and ordeined, that na Ratification past in this Session of Parliament, shall be prejudiciall to any privat parties right, but that the saids Ratifications be alwyse vnderstude whither the samine be generall or speciall, to be *Salvo Jure civivslibet*.

A TABLE OF THE PARTICVLAR
Acts and others, past in the xviii Parliament holden
at PERTH the ninth day of Julie 1606. not imprinted.

- 1 ANENT the keeping of the Kings houses.
- 2 Act anent the Taxation and collecting thereof.
- 3 Act anent the granting of the Taxation.
- 4 Ratification to the Earle of Dumbar of the Earldome of Dumbar & other lands
- 5 An acquitance & discharge to the earle of Dumbar of the Kings Jewels & garderob
- 6 Act anent the Chappel-Royall, and exceptions therefra.
- 7 Commission anent the erections.
- 8 Act in fauours of the Tenants of Casche.
- 9 Act in fauours of the Archbishop of Sanct-Androes in satisfaction for Monimail
- 10 Act anent the erection of the Kirk of Leith be north the bridge in a Paroch Kirk.
- 11 Act anent the dismembring of certaine towns from the Kirk of Ellem, and incorporating the samine to the Kirk of Slanes.
- 12 Erection of the Kirk of Preston. 13 Erection of the Kirk of Portincraig.
- 14 Act in fauour of the Burgh of Edinburgh.
- 15 Act in fauour of the Burgh of Perth.
- 16 Act in fauour of the Burgh of Dondie.
- 17 Act in fauour of the Burgh of Aberdeen. 18 Another in fauour thereof.
- 19 Act in fauour of the Burgh of Irving. 20 Act in fauour of the Burgh of Bamf
- 21 Ratification of the Kirk Nether-Airlie to Sir Thomas Lyon of Auldbar K.
- 22 Act in fauour of Williame Commendator of Tungland.
- 23 Act in fauour of Master Iohn Preston of Pennicuke, Collector generall.
- 24 Act in fauour of James Hay of Fingask.
- 25 Act in fauour of Patrik Kinnard of that ilk.

King James the Sext.

- 26 *Act in fauour of M. Alexander Hay anent the lands of Dron, &c.*
- 27 *Act in fauour of Marjorie Marjoribanks the Relict of Iohn Durie Minister*
- 28 *Ratification in fauour of the Marquis of Hammilton and Marquis of Huntlie of their dignities.*
- 29 *Ratification to the Earle of Angus and his sonne of their infesment.*
- 30 *Act in fauour of the Earle of Cathnes.*
- 31 *Ratification in fauour of the Lord Lyndesay.*
- 32 *Act in fauour of Sir Iohn Moncreif.*
- 33 *Ratification in fauour of William Learmonth of the Hill.*
- 34 *Act in fauour of the Bishop and town of Dunkeld.*
- 35 *Ratification of the Schoole of Dunkeld.*
- 36 *Act in fauour of the Captaine and keepers of the Castell of Dumbartane.*
- 37 *Act in fauour of George and Master Peter Hayes.*
- 38 *Ratification of the yong Laird of Calderwod of ane tack of tynas.*
- 39 *Ratification to Bernard Lyndesay of the Kings wark in Leith.*
- 40 *Ratification to Sir Alexander Straton of Lowrenston of his pension.*
- 41 *Ratification in fauours of the Laird of Balmaghie.*
- 42 *Act in fauour of the Laird of Burlic.*
- 43 *Act in fauour of the Earle of Erroll anent Blanks.*
- 44 *Act in fauour of the Master of Murray of Tullibardin.*
- 45 *Ratification in fauour of Sir Iohn Arnot anent certaine tunnes of wyne.*
- 46 *Ratification to the said sir Iohn of his infesment of the lands of Orkney.*
- 47 *Ratification to the Laird of Moncreif of his pension.*
- 48 *Ratification of Master Iohn Drummond of his office of Clerkship.*
- 49 *Certaine and diuers acts anent the erections.*
- 50 *Act in fauours of Master Archibald Moncreif of his pension.*
- 51 *Forfaultour of Grahame of Reidkirk.*
- 52 *Annexation of the personage of Glasgow to the Bishoprick thereof.*
- 53 *Ratification to the Bishop of Galloway of the Pryorie of Whithorne.*
- 54 *Dissolution of Elcho.* 55 *Ratification of the Kirk of Borthwick.*
- 56 *Ratification to the Earle of Linlithgow.*
- 57 *Ratification of the Barronie of Segie to the Lord of Scoone.*
- 58 *Ratification to the Lord of Abercorne.*
- 59 *Ratification to the Lord Ochilttrie.*
- 60 *Ratification to the Lord Chancellor.*
- 61 *Ratification to the Lord Secretar.*
- 62 *Ratification to the Lord Roxburgh.*
- 63 *Ratification to the Laids of Balwaird and Creich.*
- 64 *Ratification to James Maxwell and Robert Dowglas.*
- 65 *Ratification to Carnagie of Kynard.*
- 66 *Ratification in fauours of the Laird of Balnagoun.*
- 67 *Ratification in fauours of the Laird of Barganie.*
- 68 *Ratification to George Bruce of Carnock.*
- 69 *Ratification of the Lord of Scoone his pension.*
- 70 *Ratification of the Laird of Kilsyth.*
- 71 *Act anent the deserting of sir David Woods summons.*



THE XIX PARLIAMENT OF THE MOST EXCELLENT AND

mightie King and Monarch, JAMES by the Grace of GOD,
King of great Britane, France and Ireland, defender of the Faith, &c.

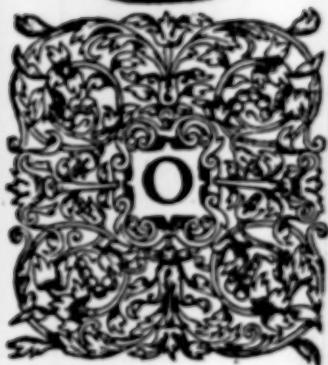
Halden at Edinburgh the elleventh day of August 1607.

by LODOVICK Duke of Lennox, &c. by vertue of his Majesties
Commission graunted to him, under the great Seale of this
Realme at Theobalds the third day of Iulie 1607. with
the advyce of the Estates of this Realme.



ANENT SATERS AND
wilfull hearers of Messes.

CHAP. I.



VR SOVERAIGNE LORD

and Estates of this present Parliament, Ratifies, approves and confirms the twa acts of Parliament made by his Heighnes, with consent of the Estates of this Realme. The one thereof made in his Heighnes twelfth Parliament 120. Act, against the sayers of Messes, Jesuites, Seminarie Priests, trafficking papists and resettters of any of them. And the other act made in his Heighnes fourtene Parliament in the 193. Act, against wilfull hearers of Messe, in the hail heads, articles and clauses thereof. And decernes and ordeins the samine twa acts to have effect, and to be put to execution against the contraveiners thereof in all tyme comming; with this addition, that all wilfull resettters of excommunicat Papists, and wha are at the Horne for that samine cause, after that publication be made by the Minister, the tyme of the preaching or prayers at the paroch Kirk, where the resettters of the saids Papists shall dwell for the tyme.

Shall

King James the Sext.

Shall pay to OVR SAID SOVERAIGNE LORD, and to his Heighnes Thesaurer, the penalties contained in the act of Parliament, made anent non communicants. That is to say, Every Earle as he shall contravein the premisses, ane thousand pounds. Every Lord, ane thousand markes. Every Barron, five hundred pounds. Every Fre-halter, three hundred markes. Every Yeoman, fourtie pounds. And to every Burges according to the modification of the Kings Majestie and Lords of Secret Councell. Whilkis paines, ordeins OVR SOVERAIGNE LORDS Thesaurer to intromet there-with, and exact the same to his Heighnes vse.

ANENT VVEGHTS AND MEASVRES.

CHAP. 2.

OVR SOVERAIGNE LORD, and Estates of this present Parliament, having consideration of the great hurt and skaith that his Heighnes leiges hes susteined and daily susteins, by the great diversitie and disconformitie of the weghts, metts and measures within this Realme. Notwithstanding of divers and sundrie acts of Parliament made in the contrare, by his Heighnes most worthie Progenitours, and by his Majesties selfe, in the Parliament holden at *Edinburgh* the 29 day of Iulie, ane thousand five hundredreth fourescore seven. And that the negligence of the putting of the acts of Parliament to due execution, is greatest occasion thereof.

IT Is therefore statute and ordeined, that all Schirefs, Stewarts of Royalties and Regalities, Provest, Baillies and Aldermen of Burrowes, ilk ane of them within their awne bounds and jurisdiction, put the saids acts of Parliament anent weghts, metts and measures to due execution, betwix the date hereof and the first day of Januar next to come, vnder all heigest paine, Where-throw that there may be ane vniverfall conformitie of weghts, metts and measures throughout the haill Realme. With power also to the foresaids Iudges to taketriel of false metts, weghts and measures. And the vsers of the saids false weghts and measures to amit and tyne their haill goods and gear, and the same to be intrometted with to Our Sovereigne Lords vse.

ANENT DESTROYERS OF PARKS, VVODS, Plantings, Dowcats, Bees, Lochs and Stankes.

CHAP. 3.

OVR SOVERAIGNE LORD, and Estates of this present Parliament, considering how Wods, Parks and all sort of Planting and hanning decayes within this Realme; and how Dowcats are broken, Bees stolen, mens proper Lochs and Stankes herried, to the great hurt and prejudice of the Countrie and decay of Policie. Therefore, Ratifies and approves all acts of Parliament made of before, for conservation of planting and policie; and against breakers of Dowcats, stealing of Bees, and of fishes forth of mens Stanks and proper Lochs, in the haill poynts, articles and clauses thereof. And ordeins the same to be put to execution against the contraveiners

weiners thereof. And farther, the Estates foresaids, statutes and ordeines, that whatsoever shall be found hereafter to break down his neighbours wods and park dykes, fences, stankes or closours, to pastour within the saids fences, cut trees, broome, or sheare grasse within the same, or yet breaks Dowcats, steals Bees and fishes in proper stankes and lochs, shall be conveyed and called therefore as a breaker of the law; either before the privie Councell, or any other ordinarie Magistrat within this Realme, at the option of the partie compleiner; and the penaltie to be imposed and taken of the contraveiners, before the saids ordinarie inferiour Judges, not to exceed the summe of fourtie pounds money of this Realme. And the Secret Councell to impose sic penalties against the contraveiners of this present act, as after tryell taken in the cause, they shall finde the offence to merite and deserue. But prejudice alwyse of putting of all former acts of Parliament made thereanent to execution, after the tennour thereof in all poynts; to the whilk this present act shall make na derogation.

ANENT CRAFTS-MEN. CHAP. 4.

OVR SOVERAIGNE LORD, and Estates of this Parliament, Ratifies, approues and confirms the act of Parliament made by King JAMES the fifth of worthie memorie, intituled, Act anent the conduction of craft-men, whilk is the hundreth and eleventh act, in the hail poynts, articles and clauses thereof. And ordeins the same to haue effect, and be put to execution in tyme comming after the tennour thereof. Notwithstanding whatsover act or statute made in the contrare thereof sensyne.

*RATIFICATION IN FAVOURS OF THE
Burrowes. CHAP. 5.*

OVR SOVERAIGNE LORD, and Estates of this present Parliament, Ratifies, approues and confirms all and whatsover acts of Parliament and lawes, made in favours of the free Burrowes of this Realme, at any tyme of before; with all auncient liberties, priviledges and immunities graunted to them by OVR SAID SOVERAIGNE LORD, or by any of his Heighnes predecessours at any tyme by gane.

ACT AGAINST VNFREEMEN. CHAP. 6.

OVR SOVERAIGNE LORD, and Estates of this present Parliament, Ratifies, approues and confirms all acts, lawes, decreits and priviledges granted or given in favours of his Heighnes free Royal Burrowes. And considering the great hurt and skaith, daily sustained by the Burgeses inhabitants of his Majesties Royall Burrowes, wha vnderlyes and beares all burdings imposed vpon the Estate of Burrowes, in all his Majesties services, throw the continuall enteresse of vnfree traffickers, dwelling in divers parts of this Realme, not being Burgeses of the saids Royall Burrowes. And neverthelesse,

King James the Sext.

freely giving 2m pgs
Mon 16 Nov 1600
thelesse, keepes and holds open buiths, buyes and selles marchandice, and otherwise uses the liberties and priviledges of free Burgeses, as if they were Burgeses and actuall residents within the saids Royall Burrowes, in manifest defraud of OVR SOVERAIGNE LORDS customes, and to the prejudice of the liberties of the saids free Royall Burrowes. And therefore, statutes and ordeins, that all vnfree persons not being actuall Burgeses of the saids free Royall Burrowes, wha beares not burding and payes not taxt and stent to his Majestie, shall desist and cease from vsing of any trade of marchandice, or of the liberties and priviledges foresaids of the saids free Royall Burrowes, vnder the paines contained in the acts of Parliament, made anent vnfree traffickers of before. And that letters of horning be direct herevpon charging whatsomever vnfreemen, and vsurpers of the priviledge of the saids Burrowes, to finde sufficient caution for obedience of this act. And als that letters of Horning be direct vpon all acts and decreits of Burrowes, given at their conventions betwix Burgh and Burgh, and Burgeses of free Burrowes, vpon ane simple charge of ten dayes without calling of the partie.

ANENT THE STAIN-HEVEN WITHIN the Meirnes. CHAP. 7.

OVR SOVERAIGNE LORD, and Estates of this present Parliament, ratifies and approoves the act made of before in his Heighnes Parliament halden at *Edinburgh* the xv day of November 1600 yeares, whereof the tennour followes. OVR SOVERAIGNE LORD, and Estates of this present Parliament, vnderstanding the great prejudice susteined by the leiges of this Realme, where the judgment seats of Schirefs and others Iudges are not so commodious, neither in building nor situation, as the Schiref, other Iudges and their deputes may convenientlie sit, nor the parties may resort thereto. And speciallie that the Schiref of the *Meirnes*, alias, *Kincardin*, and his deputes haue bene in vse thir many yeares to sit at *Kincardin*, where there is neither ane Tolbuith nor any house to parties to ludge into for their entertainment. Nor yet is the place in the midst of the Shyre, whereby the leiges of the said Schirefdome are greatlie damnified. For remeid whereof, IT Is statute and ordeined, that the Schiref of the Schirefdome of *Kincardin* in all tyme to come, shall sit and hald their Courts at the *Stain-hyne*, as place maist meet and convenient to them and to the haill leiges within the said shyre. And that all precepts to be direct shall be to warne all the parties within their iurisdiction, to compeir to persew and defend in their Courts at the said Burgh of *Stain-hyne* in all tyme hereafter.

AND Farther, his Majestie and Estates foresaids, decernes, statutes and ordeins the said Burgh of *Stain-hyne*, and market crosse thereof, to be in all tyme comming the head burgh of the said Schirefdome of *Kincardin*, and the market crosse thereof to be the place at the whilk all citations, charges, denunciations of hornings and others whatsomever comprysings, by vertue of whatsomever decreits, publications of inhibitions, interdictions, and of all other charges and executions whatsomever whilks properlie belangs and apper-

apperteins to be done, vsed and execute at the market Crosses of the head Burghs of any Schirefdomes within this Realme, to be vsed and done within the said Schirefdom of the *Meirnes*, alias *Kinecardin*, shall be vsed and execute there in all tyme comming. And declares all citations, denunciations, publications, comprysings, and others executions of the lyke nature, to be vsed at any other place within the said Schirefdom of the *Meirnes*, nor at the said market Crosse of *Stain-hyne*, to be null and of nane availl, force nor effect in all tyme comming.

ACT ANENT THE CHAPTER OF SANCT-Androes. CHAP. 8.

FOR-SAMEIKLE As the conventuall Brethren and Channons of the Monastrie of *Sanct-Androes* were the auncient chapter and counsaill of the Arch-bishop thereof, wha now are decaying, and few of them being on lyue. Lyke as the Pryorie and frutes thereof are to be erected in ane temporal lordship, and neccessare it is that the said Arch-bishop shal haue ane constant chapter, according to the auncient policie of the Kirk, and fundamentall lawes of this Kingdome. Therefore OVR SOVERAIGNE LORD, with the advyce of the Estates of this present Parliament, Giues, graunts and commits full power and commission to *George* Arch-bishop of *Sanct-Androes*, to elect and nominat seaven qualified persons of the Clergie at the least, dwelling and hauing charge and administration within his Diocie, to be the perpetual convent counsaill and chapter of the said Arch-bishoprick in all time comming; and after the decease or removing of any ane or mae of them from their present place, the intrand succeeding to the said charge or place, to succeed also in that rowine of the chapter or convent, and yet nevertheles reserves to the said Arch-bishop and his successours their auncient privilegedge. To witt, that the common seall of the said chapter to be made of new by their awn advyce, shall serue for their consents without their subscriptions. Attour, it is founden and decerned, that the present common seall of the said chapter being appended to the evidents and rights alreadie made and graunted by the said Arch-bishop, hes bene and shall be in all tyme comming ane sufficient and perfite consent of the chapter, and als effectual for securing of the vassels and tenents receauers of the saids rights, as the samine hes bene in any tyme of before; and sa to indure in force for consent of the said chapter, ay and whil the election of the said chapter, and making of the said new common seall.

ACT SALVO JURE CIVIS LIBET. CHAP. 9.

THE Kings Majestie and Estates of this present Parliament, decernes and declares, that the ratification of any particular rights, infestments, tacks, pensions or others writs and evidents, graunted to whatsomever persons in this present Parliament, shall nawyse prejudice, hurt, nor derogate the particular rights of other parties, notwithstanding they be not ratified nor confirmed at this tyme by his Heighnes and his saids Estates.



*A TABLE OF THE PARTICULAR
Acts and others, past in the xix Parliament holden at
EDINBURGH the eleventh day of August 1607. not imprinted.*

- 1 *ACT* Of ratification of the *Queenes* infestment of Dumfermling.
- 2 *Act* anent the Union of the twa Realmes.
- 3 *Act* anent the Ministers steipends, and the Kings Blenches in Erections.
- 4 *Act* anent the Chapter of Sanct-Androes.
- 5 *Act* of the anexation of the Kirk of Megle to the Bishopricks of Dunkeld.
- 6 *Act* anent the Bridg of Crawmond.
- 7 Commission anent Grammer Schooles.
- 8 *Act* in fauours of the Earle of Murray.
- 9 *Act* in fauours of the Earle of Argyle for xx. chal. forth of Kintyre.
- 10 *Act* anent the erection of Kelso in fauours of the Lord of Roxburgh.
- 11 *Act* in fauour of the Earle of Erroll.
- 12 Ratification in fauours of the Lord Salton.
- 13 Ratification in fauour of sir William Seyton and his sonnes.
- 14 Ratification of the Lord Advocats infestment of Binning.
- 15 Ratification of the Laird of Ormeston Justice Clerk of his infestment.
- 16 Erection of Bewlie in fauours of James Hay.
- 17 Ratification of the Laird of Balvaird and his infestment.
- 18 *Act* in fauour of John Murray of the Kirk of Annand.
- 19 Ratification of the Laird of Balcathouse of his infestment.
- 20 Ratification to the Constable of Dondie of his infestment.
- 21 *Act* in fauour of Master James Durhame of ane hie gate.
- 22 *Act* in fauour of Master Alexander Craig of his pension.
- 23 *Act* in fauour of Iohn Strang of his infestment of Kilrinnie.
- 24 *Act* in fauour of Thomas Person of his infestment in Arbroth.
- 25 *Act* in fauour of the Laird of Ruthvens.
- 26 *Act* in fauour of the Earle of Orknay.
- 27 *Act* in fauour of the Universitie of Sanct-Androes.
- 28 *Act* in fauour of Master George Yong and James Primrose of their pensions.
- 29 *Act* in fauour of James Hammilton scrutor to the Advocat.
- 30 *Act* in fauour of Adam Cowper of his infestment of Gogar.
- 31 *Act* in fauour of the Clerk of Register for imprinting of the Lawes of Regiam
Majestatem and others Lawes.
- 32 *Act* in fauour of the towne of Dumbartane.
- 33 *Act* in fauour of the towne of Craill anent their market.
- 34 Ratification of the priuiledge of the Lords of Counsaill and Session.



THE XX PARLIAMENT OF THE MOST EXCELLENT AND

mightie King and Monarch, JAMES by the Grace of GOD,
King of great Britane, France and Ireland, defender of the Faith, &c.

Halden at Edinburgh the twentieth fourt day of Iune 1609
be ane potent Lord GEORGE Earle Marfchell, Lord Keith and
Altrie, &c. be vertue of his Majesties Commission graun-
ted to him, vnder the great Seale of this Realme,
with advyce of the Estates of this Kingdome.



ACT ANENT CHVSING
of Pedagoges to children passing forth
of Scotland to Schooles.

CHAP. I.



OR-SA-MEIKLE AS OVR
SOVERAIGNE LORD and Estates
of this present Parliament, Considering that
ane of the great causes whilk hes procured
the growth and increafe of Papists within
this Kingdome, hes proceeded from the
small care and regarde that hes bene had of
the education and vbringing of the youth,
wha being sent forth of the Realme to places
of contrarie profession, and not being first
well grounded in Religion, and accompa-

nied with Pedagoges scarce well affected to Religion, they doe oft retorne
back so posselt with superstition and hereticall errors, as they may be iustlie
suspected for dangerous subjects in the Estate. For preventing of whilk
growth and increafe of defection from the true faith by the occasion foresaid,
OVR SAID SOVERAIGNE LORD and Estates foresaids,

F 2

Ordeins

King James the Sext.

Ordeines that all sic Noble-men and others wha hereafter shall direct any Pedagoges with their sonnes out of the Countrie, shall be halden by vertue of this present Act, to haue ane sufficient testimoniall of the Bishop of the Diocie where the said Pedagoge for the maist part latellie before made his residence: Testifying and approuing the said Pedagoge to be godlie and of good Religion, learned and instructed in the same. And if any Noble-man or other shall happen to send any Pedagoge with their sonnes out of the Countrie without the testimoniall and approbation of the Bishop in manner aboue-written. In that case OVR SAID SOVERAIGNE LORD and Estates foresaids, declares, statytes and ordeines that every sic Noble-man and others according to their severall degrees and ranks shall incurre the paines particularlie vnder-written. *Viz.* Every Earle, five thousand pounds. Every Lord, five thousand markes. Every Barron, three thousand markes; whilks summes shall be intrometted with and vplifted of them by his Majesties Thesaurer and his depute to his Heighnes vse. Provyding in case it shall happen the Bishop of that Diocie to refuse to graunt testimoniall to the Pedagoge vpon the premisses, the said Bishop thereafter being lawfullie summoned to compeare before the Lords of his Heighnes Secreet Councel to ansvere to that complaint, and shaw not a reasonable cause of that his refusal. Then in that case, it shall be lawfull to the Lords of Secreet Councell to giue their testimoniall to the foresaid Pedagoge to the effect aboue-written.

ACT AGAINST CHILDREN THAT BECOMES Papists when they are out of Scotland.

CHAP. 2.

OVR SOVERAIGNE LORD, and Estates of this present Parliament, Ordeins the Noble-men, Barrons and others to haue a speciall care, and to giue order and direction that the remaining of their sonnes forth of the Countrie shall be in places where Religion is professed, or at the least where there is na restraint of the same by the crueltie of Inquisition: and that during the tyme of their absence they shall not haunt any Idolatrous exercise of Religion. And that sic persons as hes not the moyen to intertaine with their sonnes ane Pedagoge, shall send them to sic places where Religion is professed. And in case their sonnes after their departure out of the Countrie shall haunt the exercises of contrarie Religion, OVR SAID SOVERAIGNE LORD and Estates foresaids, ordeins that their parents, or sic others as hes the charge of them shall be straited to finde caution, acted in the buikes of Secreet Councell, vnder sic paines as shall be modified, that they shall not supplie, intertaine nor furnishe them with any thing necessare or comfortable vnto them after that it be known that their sonnes are become Papists and haunts Idolatric, contrarie to the Religion presentlie professed within Scotland, except their resonable expenses in recalling and bringing them to this Realme of Scotland.

ACT

ACT ANENT EXCOMMUNICAT PERSONS
not to enjoy their lands, rowmes and possessions.

CHAP. 3.

OVR SOVERAIGNE LORD, and Estates of this present Parliament, considering that whereas there is divers persons wha are Excommunicat for not conforming themselves to the true Religion presentlie professed, and doe notwithstanding still injoy the possessions of their lands, rents and livings, either directlie in their awne persons, or covertlie in the persons of their friends and wel-willers to their vie and behoue, to the couraging of them to persist in their pernicious and erronious opinions, and to the frustrating of the execution of the acts and constitutions made against excommunicats heretofore. Therefore **OVR SAID SOVERAIGNE LORD**, and Estates foresaids, declares, statutes and ordeins, that na persons whatsoever, wha are alreadie or hereafter shall happen to be excommunicat for not conforming themselves to the Religion presentlie professed within this Kingdome, shall be suffered either directlie in their awne persons, or covertlie and indirectlie by any others in their names and to their behoue, injoy the possession of their lands, rents and revenues; but that the same shall be medled with, intrometted with and vplisted to his Majesties vse.

ACT GIVING COMMAND TO BISHOPS TO
send the names of excommunicat persons to the Thesaurer and to the Director of the Chancellarie. CHAP. 4.

OVR SOVERAIGNE LORD, and Estates of this present Parliament, considering that to the effect every mans affection and disposition in his Religion may be clearlie and sufficientlie knowne. Therefore **OVR SAID SOVERAIGNE LORD**, and Estates foresaids, statutes and ordeins that every Arch-bishop and Bishop within the bounds of his awne Diocie shall anes everie yeare giue vp to the Thesaurer, Comptroller, Collector and their deputes, and to the Director of **OVR SOVERAIGNE LORDS** Chancellarie, ane Roll subscribed with his hand containing the names of all sic persons within his diocie wha ar excommunicat for Religion. And ordeins the said Thesaurer and his deputes, that they receaue na resignations, nor grant confirmations nor infestments to nor in favours of any of the persons whais names shall be contained in the said Rol. And that the Director of the Chancellarie and his deputes giue out na Brieves, receaue na Retours, nor direct na precept vpon Retours, nor vpon comprisings in favours of any of the saids persons whais names shall be insert in the said Roll at na tyme thereafter, whil the said person or persons produce vnto the said Thesaurer, Comptroller, Director of the Chancellarie and their deputes a sufficient testimonial subscribed by the said Arch-bishop or Bishop, testifying their relaxation from the said excommunication and their obedience and satisfaction to the Kirk, as the said Thesaurer, Director of the Chancellarie and their deputes will be

King James the Sext.

answerable to his Majestie vpon the duetie of their office. And likwyse OVR SAID SOVERAIGNE LORD, and Estates foresaids, declares that it shall be lawfull to all Lords of Regalities, and to all Superiours whatsoever within this Kingdome, to refuse Breiues and precepts of *Clare constab* in favours of any person or persons, whais names shall be insert in the said Roll. As also to refuse the entrie of Tenents vpon comprysing, whais names are insert in the same Roll.

ACT AGAINST JESVITES, SEMINARIE

*Priests, sayers or bearers of Messe, Papists, and
resettlers of them.* CHAP. 3.

OVR SOVERAIGNE LORD, and Estates of this present Parliament, considering the impunitie of Iesuites, Seminarie Priests and others Papists, adversaries to the true Religion professed in this Realme, and their resettlers in tymes bygane, hes bene the cause as well of their increase as of their insolence in all the parts of this Realme. And that the same hes proceeded partlie vpon the negligent execution of the actes of Parliament made against the saids Papists, Iesuites and Seminarie Priests and their resettlers, and partlie vpon some obscuritie of words in the saids acts. Therefore, OVR SAID SOVERAIGNE LORD, and Estates foresaids maist willing to haue the saids acts put to due execution in all points, and Papistrie and superstition vterlie suppressed according to the intention of the same, hes ratified, approved and confirmed, and by the tennour of this present act Ratifies, approoves and confirms all and whatsoever acts of Parliament, either made in his Heighnes minoritie and lesse age, or else since his acceptation of the government in his awne person, against Iesuites, Seminarie Priests, Papists, sayers and hearers of Messe, and resettlers of the saids persons or any of them; And decernes and ordeins the same to haue full strength, force and effect, and to be put to due execution in all tyme comming, with these explanations after following. That the saids acts made against hearers and sayers of Messe shall be put to due execution, and be extended to all hearers and sayers of Messe, without any exception or restriction. As likewise that al acts made of before against the resettlers of the saids persons haue their full force, strength and effect, and be put to due execution against the saids resettlers; after lawfull intimation and denunciation be made of the saids persons. Whilk denunciation and intimation his Heighnes and the Estates foresaids declares to be sufficient to cause the saids resettlers of the saids Papists, Iesuits, Seminarie Priests, and others contained in the saids acts, incurre the paines therein contained, if the same be made at the head burgh of the shyre where the saids persons remaines, and at the market crosse of *Edinburgh* without any farther intimation to be made there-anent. After the whilk denunciation and intimation to be made, as said is, OVR SAID SOVERAIGNE LORD and Estates foresaids, declares that whatsoever thereafter shall wittinglie and willinglie refer any of the saids persons, either privatlie or publiclie, that the saids resettlers shall incurre the paines contained
in the

in the saids acts, they being lawfullie convict thereof. And that the act made in his Heighnes first Parliament, bearing that none that professe not the true Religion presentlie professed within this Realme may be Iudge, Procuratour or member of court, be extended to all and whatsomever offices, without any exception or restriction in al time comming. And for the better execution of the saids acts, OVR SAID SOVERAIGNE LORD and Estates foresaids, commands and ordeins all Arch-bishops, Bishops and Presbyteries to call before them the saids Papists, Iesuites, Seminarie Priests and their ressetters, every one within their awn bounds; and to take tryell and cognition if they haue contraveined the saids acts or any part thereof. And according as they finde after due tryell and probation, that they report the same to his Heighnes Advocat and Secret Councel; to the effect they may be called and conveyed before them, and punished according to the saids acts in al points.

All Iudges, members of Court and Officers whatsoever should professe the Religion.

*ACT OF THE COMMISSARIATES AND
jurisdiction given to Arch-bishops and Bishops.*

CHAP. 6.

OVR SOVERAIGNE LORD, Vnderstanding that in all well governed Republicks, the jurisdiction Civill and Ecclesiastick are severall, distinct and divers jurisdictions, whilk aught to be administrat by the persons to whom the same properlie belongs; and according to his Heighnes most loving and princelie affection borne alwyse to the Christian reformed Kirk within this Realme, being maist willing that the said Kirk should bruike and joyse their liberties, priviledges, fredome and jurisdiction graunted to them by his Majestie (from whom onely their temporall jurisdiction doth flow) and in that regarde belanging to them as being one of the estates of Parliament maist necessare to be maintained for giving of their advyce, counsell and assistance in all his Majesties great and waightie affaires, hes with expresse advyce and consent of the Estates of Parliament, restored and reintegrate the Arch-bishops and Bishops of this Realme to their former authoritie, dignitie, prerogative, priviledges and jurisdictions lawfullie pertaining, and shall be knowne to pertaine to them (alwyse flowing from his Majestie, aswell as any other ordinarie jurisdiction doth) and speciallie to the jurisdiction of Commissariates, and administration of justice by their commissioners and deputies in all Spiritual and Ecclesiastical causes contraverted betwene any persons dwelling within the bounds and diocies of their prelacies and Bishopricks; With full power to the saids Arch-bishops, Bishops and their successours in all tyme hereafter, to nominat and create sufficient, wise, discrete and learned men, best acquainted with the law and practick of this Realme, to serve and administrat justice in the saids places of judicatorie, to constitute Clerks and all other vnder officers so oft as the same shall vaik by dimission, decease, deprivation or othewyse, and to provide others in their places, with as great freedome and libertie as any Arch-bishops or Bishops in this Realme formerlie hes done. Whilks Commissares to be nominat and create by them, shall judge and decyde in all causes belanging to their judicatorie

Deputies or Commissaries.

Clerks and Officers.

King James the Sext.

judicatorie. And wherein the Commissares presentlie in office are in vse to decyde, keeping the same stile and forme whilk is presentlie observed, and that manner of proceeding whilk shall be prescryved and injoynd to them by speciall injunctions without any alteration of the present lawes, or introduction of new and vncouth practicks vpon the subjects and leiges, and shall haue power of confirmation of Testaments every one of them within their awn bounds. The Quotes thereof to be payed to the Arch-bishops, Bishops, their Chamberlanes, factors and vnder-receavers appointed by them. For the better affectuating whereof, his Majestie and Estates of Parliament, ordeins letters of Horning to be given and graunted by the Lords of Session in that same very sort that the Commissares present hes it, for execution of all their sentences and decreits whilk shall happen to be pronounced by them, and compelling of persons to enter and confirme the Testaments of their defuncts in the very same maner that formerlie hes bene done. And for mainteining all things in better order, and the restraining of vnlawfull Divorcements, over frequentlie practised within this Realme, to the heigh dishonour of God and slander of true Religion. His Majestie with advyce and consent foresaids hes statute and ordeined, that in the Burgh of *Edinburgh* there shall be resident alwyse foure Commissares, twa to be nominat and appoynted by the Arch-bishop of *Sanct-Andrews*, and twa by the Arch-bishop of *Glasgow*, wha shall haue the onely power to decide in all causes of divorcement. As lykwyse shall haue power of reduction of al decreits pronounced by any other Commissares, to the hurt and prejudice of any of the leiges; before whom it shal be onely lawfull to intend and persew reductions of inferiour Commissares their sentences and decreits *in prima instantia*. And in case the saids Commissares to be appoynted by the Arch-bishops of *Sanct-Andrews* and *Glasgow*, as said is, performe not their duetie, the Lords of Session shall haue power to try, cognosce and determine in the same; and shall judge vpon al decreits and sentences alledged to be wrangouslie pronounced by them. And that because they are his Maiesties great Consistorie, to whom his Heighnes with advyce of the saids Estates, giues and grants ane heigh supreme Commission for all sic causes, to judge and determine of them in sic cases. And declares that it shall be lawfull to the saids Lords of Councell and Session, to advocat causes to themselues from any of the Commissares, vpon iust and lawfull complaints made to them by any of the subjects, and not otherwyse. Provyding alwyse, that the said Session shall ever be readie to giue ane accompt to his Majestie, that their advocations haue bene grounded vpon probable and lawfull grounds for the well of the subjects. And that this foresaid act may be put in present effect, his Majestie with advyce foresaid, declares all former erections of Commissariates to be suppressed and extinct from this forth and for ever, all constitutions that haue bene in former tyme of the same in whatsoever part of the Realme the same hath bene erected, and by whatsoever manner the same hes proceeded, act of Parliament, Secrett Councell, and others made there-anent. And in lyke manner, discharges and annulles all presentations, gifts or dispositions made by his Heighnes to the Commissares present, or to any other concerning the said Commissariates, and

all

Confirmati
on of Te-
staments.

Quotes of
Testaments,
Letters of
Horning.

Divorce-
ment.

Commissa-
res in Edin-
burgh.

Reduction
of decreits.

Advocatio
of actions.

Discharge
of former
Commissa-
riates.

all rights acqwyred by them by decease, dimission, or howsoever the same hes vaicked, and all gifts and dispositions made in favours of their Clerks and members of Court, by whatsoever manner of order the same hes proceeded. With this provision alwyse, that the Commissares presentlie in office, their Clerks and other members of Court, wha shall be authorized with testimoniall from the Lords of Session of their sufficiencie and qualification to their severall places and offices, shall bruike and joyse the same; they alwyse receaving new presentation and gift of their offices from the Archbishops and Bishops of their Diocies where they serue, betwene and the first day of December next to come. Otherwise, if in case the saids Commissares and other members of Court do not produce the foresaid Testimoniall from the Lords of Session, as said is, it shall be lawfull to the Arch-bishops and Bishops to provide other sufficient persons to the saids places. The restitution of the said jurisdiction alwyse to be with expresse reservation of his Heighnes and his successours their prerogatives and supremacie in all causes Ecclesiasticall and Civill within this Realme. Provyding alwyse that this present act shall na wyse be hurtfull nor prejudiciall to the heritable right of the Commissariate within the bounds of *Argyle*, pertaining to *Archbald* now Earle of *Argyle*; but the same to stand in the same force, strength and effect as it was before this present act, and notwithstanding thereof or any clause therein conteneid *Prout de jure*.

Testimoni-
als to be
giuen.

The Kings
prerogative

Commissar
of Argyle.

ACT ANENT THE COMMISSIONERS AND Justices of Peace. CHAP. 7.

FOR-SAMEIKLE As among the infinite monuments and testimonies of his Majesties true pietie, singulare wisdom, sinceare zeale to justice and fatherlie care of his people, the Estates of this Kingdome have not found any bringing mair deserved commendation and permanent renoume to his Majestie, or greater profite, quyetnesse and comfort to his subjects, nor his constant perseverance in his maist religious and prudent resolution to extirpat the vngodlie barbarous and brutall custome of deadlie feads, whilk by the inveterate abuse of many bypast ages was become sa frequent in this Realme, as the subjects of greatest ranke and qualitie vpon every naughtie occasion of base and vnworthie contraversies of neighbourheed, for turves, fold-dykes, furies or marches of lands, foolish words or drunken discords betwene their meanest servants and dependers, and any other in the Countrie, did so readilie embrace the protection of their vnjust and vnnecessarie quarrels, as did many tymes involve themselves and their haill friendship in maist bloudie and mortall troubles, whilk they did prosecute with sic malice and cruelty, as to the extreame perrell of their saules, infamie of their memoriall, and overthrow of their awne and their adversaries houses, did distract the Kingdome in opposite factions, and many tymes furnished matter of maist pernicious, seditious and Civill warres. The inconveniences whereof being manifestlie sene and sensiblie felt, baith by the Princes and people of this Realme

not to be
the cause of
which in
symbol

King James the Sext.

in many bypast ages and earnestlie sought to haue bene removed, yet the corruption was so vniuersall, that the greatest part prevailling against the best, that cruell barbaritie hath both continuance and daily increase, vntill his Majestie bending the excellent wisdom and rare graces of his Royall minde (where-with God hes endewed him mair abundantlie then any King that ever did raigne in this Iland) against that godles, vnnaturall and beastlie custome, did devise and establish a maiestie godlie, iust and prudent law and ordinance for the course to be observed, for remouing vpon equitable and iust conditions the deadlie seeds, whilk then stude in great number betwene the maiestie powerfull subjects in this Kingdome and their kinsmen, assisters and parakers: In the execution whereof, God hauing miraculousslie assisted his Majesties maiestie hailie and iust intention after exceeding great care and paines taine by his Majestie in tryal of the original causes of the saids discords, the true circumstances of the injuries and losses sustained by either partie, and in prescribing due satisfaction to be indifferentlie made for redres of all bypast harmes and wrangs. His Majesties admirable constancie hes so overcome all difficulties, that the haill knowne seeds within the Kingdome being now removed by perfite reconciliation, and iust contentment of all parties hauing interest therein, his Majesties haill subjects finde sic joy and happines in the sweet frutes of his wisdom and providence expressed in that case; that they earnestlie wish that his Majestie wha hes so cairfullie exterminate that abhominable pest of deadlie seeds, may in his singulare wisdom finde meanes for ever to preuene the reviving of that monster. Wherein his Majestie considering that nothing gaue so great growth and strength to that bypast barbaritie, as the slouth of Magistrats in not suppressing the first seeds of these dissensions, whilk being small and weake in the beginning, for Peets, Turves, Devits, Fold-dykes, poyndings, neighbourlie marches, injurious words or light brawles were then easilie to be settled, if diligence and authoritie had bene ioyned for repressing thereof, whilk being neglected by these to whom it appertained; these light jarres and insolences did very oft kindle sic flames of disorder, dissention, rankor and feed, as in many yeares with great streames of bloud, desolation and ruine of great and auncient houses and races could hardlie be quenched. For remeed whereof his Majestie and Estates foresaids, Ratifies and approues the former Act made by his Heighnes, for abolishing deadlie feedes in every head, clause and artickle thereof. And farther, statutes and ordeines, that in every shyre within this Kingdome there shall be yearlie appoynted by his Majestie some godlie, wyse and vertuous Gentlemen of good qualitie, moeyen and report, making residence within the same, in sic number as the bounds of the Shyre shall requyre, to be Commissioners for keeping his Majesties peace, to whom his Majestie with advyce of the Lords of his privie Council shall giue power and commission to oversee, try and prevent all sic occasions as may breed trouble and violence amongst his Majesties subiects, or forceable contempt of his Majesties authoritie and breach of his peace. And to command all persons in whom they shall see manifest intention to make trouble or disorder, either by gathering together of ydle and disorderlie persons, or by publiet bearing or wearing of Pistols

Pistolets or other forbidden weapons, and sic other ryotous and swaggering behaviour; to binde themselves and finde caution vnder competent paines to oberferue his Majesties peace, and for their compearance before his Majesties Iustice or Lords of his privie Councell, to vnderly sic order as shall be found convenient for punishing their transgressions or staying of troubles and enormities. And if need shall be, to requyre the duetifull and obedient subjects of the shyre to concurre with them in preventing all sic contempts and violences, or for taking or wairding of the wilfull and disobedient authors, committers and fosterers of these crymes and disorders vnder sic competent arbitrarie paines as his Majestie and Lords of his privie Councell shall appoint for the offenders. And sic of the Countrie as being requyred shal not giue their readie and afald concurrence to his Majesties Commissioners in the premisses, whereby the ordinarie Magistrats and Officiars within the shyres, may be the better assisted, and their absence, imployments or other impediments mair commodiousely supplied, without derogation of their jurisdiction or want of readie comfort and justice to the obedient subjects within the bounds thereof. Ordeining also the saids Commissioners to giue true advertisement and information to the Lords of his Majesties privie Councell, Iustice generall and his deputies, his Majesties Thesaurer and other Magistrats and officers whom it effeirs, of the names of sic faithfull and vnsuspect witnesses and assysers to be summoned in all crymes and disorders whilk shall happen to fall forth within the saids shyres, as shall be known to be maist meet and able for tryell and probation of the same, and for eschewing that sic as are either aged, seiklie or vnable to travell, or ignorant of the facts to be tryed, be not vnjustlie vexed or vnnecessarlie drawne from their awne houses and affaires, for matters wherein they are not able to giue any light.

ACT OF THE APPARELS OF JUDGES, MAGISTRATS and Kirk-men. CHAP. 8.

OUR SOVERAIGNE LORD, and Estates of this present Parliament, finding by daylie experiences that the greatnes of his Majesties Empyre, magnificence of his Court, fame of his Wisdome and Justice, and of the civilitie of his subiects, hes alreadie begun to allure divers foraine Princes, and other strangers of all estates to make mair frequent repair to this Countrie, nor ever they did in any preceeding age. Whilk resort of strangers will by all appearance baith contigue, and daylie mair and mair increase; and by them na doubt, report will go through all the world of the estate and governement of the Kingdome, according to the order whilk they shall see observed within the same; whereof the rules and good exemple flowing from the Estates of Parliament and Magistrats, to the haill remanent subiects of the Realme. It is maist necessare that sic gravitie and comelines be vsed by the Lords and Commissioners of Parliament, and others Magistrats in their apparell and behaviour, as may best deserue the good report and true commendation of all Princes, Noble-men and others strangers, wha shall haue occasion to see and relate the same. The respect whereof, having induced his Maiestie

The Estates
in Parlia-
ment.

King James the Sext.

Majestie to prescryue to the Nobilitie apparrell for the Parliament becoming their honourable Estate. And vnderstanding that the remanent members of that heigh Court haue not reformed themselues to the like conuenience, neither yet that the course intended by his Majestie for discharging Noble-men and Gentle-men to be elected Provests and Magistrats of Burrowes (whereof nane should be capable but Burgeses, actuall traffickers and inhabitants of the saids burrowes) hes tane sic effect as is maist necessare for preservation of the liberties and good estate of the saids Burrowes, and hindring the dissipation of their common good and perverting of their privileges. For remeed whereof, his Majestie with adyce of the Estates of his Heighnes Parliament, statutes and ordeins that na man shall in any tyme coming be capable of Provestrie or other Magistracie within any burgh of this Réalme, nor to be elected to any of the saids offices within a Burgh, but marchants and actuall traffickers inhabiting within the saids Burghs allanerlie, and na others. And that the saids Magistrats of Burrowes to be hereafter elected, and their Commissioners of Parliament, shall haue and weare at Parliament, Conventions and other solemne tymes and meetings when the dignitie shall requyre it, sic comelie and decent apparrell as his Majestie shall prescryue convenient for their rank and estate, whereby they may be decerned from other common Burgeses, and be mair revered by the people subiect to their charge. And because a comelie, decent and orderlie habite and apparrell in the Judges of the land, is not onely ane ornament to themselues (being a badge and marke for distinguishing them from the vulgar sort) but the same also breeds in common people that reverence and regarde that is due and proper for men in these places. And this being a custome vniuersallie observed almaist through all Europe, the want whereof is greatlie censured by strangers resorting in these parts. The saids Estates therfore vpon infinite proues they haue of his Maiesties maist singulare wisdom in all his directions, and of his gracious loue and affection to this his native Kingdome, haue in all humilitie referred to his Heighnes awne appoyntment the assigning of any sic seuerall sort of habite and vestiment as shall be in his Maiesties iudgment maist meet and proper, as well for Lords of Session being the supreme Iudges in Civill actions, as for all other inferior Judges of the lyke causes. As also for the Criminall and Ecclesiasticall Judges, and for Advocats, Lawyers and all others liuing by law and practise thereof; that sa every one of these people may be knawn and dignosced in their place, calling and function, and may be accordinglie regarded and respected. Attour, his Majestie and Estates foresaids, considering what slander and contempt hes arisen to the Ecclesiasticall Estate of this Kingdome by the occasion of the light and vndecent apparrell vsed by some of that profession, and cheesie these hauing vote in Parliament. It is therefore statute that every Preacher of Gods word shall hereafter weare black, graue and comelie apparrell beseeming men of their estate and profession. As likwyse that all Pryors, Abbots and Prelats hauing vot in Parliament, and speciallie Bishops, shall weare graue and decent apparrell agreeable to their function, and as appertaines to men of their rank, dignitie and place. And because the haill Estates humblie and thankfullic

Magistrats
within bur
rowes.

Their ap
parrell.

Apparrell of
Iudges is
referred to
the King.

Lords of
the Session.

Inferior
Iudges.
Lawyers.

Ministers.

Prelats.

fullie acknowledges that GOD of his great mercy hes made the people and subjects of this Countrie sa happie as to haue a King raigne over vs, wha is maist godlie, wyse and religious; hating all erronious and vaine superstition, just in governement, and of lang experience therein, knawing better then any King living what apperteins and is convenient for every estate in their behaviour and duetie. Therefore it is agreed and consented to by the saids estates, that what order sa ever his Majestie in his great wisdome shall thinke meet to prescribe for the apparrel of Kirk men agreeable to their estate and moeyer; the same being sent in writ by his Majestie to his Clerk of Register, shal be a sufficient warrant to him for inserting thereof in the Buikes of Parliament to haue the strength and effect of ane act thereof, with executorials of horning to be direct there-vpon, against sic persons as within the space of fourties dayes after the publication or intimation to them of the said act or charges vsed against them there-vpon, shall not provyde themselves of the apparrell to be appointed by his Majestie for men of their vocation and estate, to be vsed and worne by them and their successors at the tymes, and in maner to be expressed in the said act to be made by his Heighnes there-anent.

Apparrel of
Kirk-men
referred to
the King.

ACT AGAINST SKANDALOUS SPEECHES
and lybels. CHAP. 9.

OUR SOVERAIGNE LORD foreseeing that there is nothing sa necessare for the perpetuall well and quyetnesse of all his subiects of this Monarchie as the furtherance and accomplishment of the vnion of his twa famous and maist auncient Kingdomes of *Scotland* and *England*, whereof his Maiestie out of his fatherlie care of the peace and happines of his good and faithful people, hauing maist instantlie and earnestlie solicited the perfeccion, and by the assistance of the worthiest members of baith Kingdomes, sa effectually advanced the same, as he hopes (God willing) in his Raigne to see the wished end of that great work, whilk in his royal person hes received sa miraculous and happy a beginning: And nevertheles finding therein sic malicious letts, as the devil and his supposts do vsually suggest, to the hindrance of al just and godlie interpryses, specially by the false and calumnious brutes, speeches and writs, craftelie vttered and dispersed by some lawles and faules people of this Realme, aswell in privat conferences as in their meetings at tavernes, ail-houses and playes, and by their pasquils, lybels, rymes, cockalans, comedies and siclik occasions wherby they slander, maligne and revile the people, estate and country of *England*, and divers his Majesties honorable counsellors, magistrats and worthie subiects of that his Majesties kingdome. The continuance wherof being able to incense the people of *England* to just grief and discontentment, may not onley hinder the intended vnion of all the good subiects of this Monarchie, but stir vp in them sic irreconciliable evil will, as with time might bring forth maist dangerous and harmfull effects. For remeed and preventing whereof, his Majestie remembring how strait and seveare punishment hes by the lawes and acts of his maist royal progenitors Kings of this Realme heretofore bene ordeined to be inflicted vpon sic as should devise or vtter false and

King James the Sext.

slanderous speeches and writtes to make dissentions betwene the Prince and his subjects, or raise sedition in the Realme; and considering that all sic purposes and writtes as may breed disliking betwene the inhabitants of the saids Kingdomes of *Scotland* and *England*, being now all become his Majesties liege-people; equallie subject and equallie beloved of his Heighnes, tends to maist dangerous dissention and sedition amangs his subjects. Therefore his Majestie with advyce and consent of the haill Estates of this Parliament, statutes and ordeines, that whosoever shall hereafter by word or write, devise, vtter or publish any false slanderous or reprochfull speeches or writtes of the Estate, People or Countrie of *England*, or of any Counsellor thereof, tending to the remembrance of the auncient grudges borne in tyme of by-past troubles, (the occasion whereof is now happilie abolished by the blessed conjunction of the saids Kingdomes vnder his Majesties soveraigntie and obedience) or to the hindrance of the wished accomplishment of the perfect vnion of the saids Kingdomes, or to the slander or reproch of the Estate, people or Countrie of *England*, or dishonour or prejudice of any Counsellor of the said Kingdome, whereby hatred may be fostred and intertained, or misliking raised betwene his Majesties faithfull subiects of this Isle. The authors of sic seditious, slanderous and injurious speeches or writtes, or dispersers thereof, after tryell taken of their offence, either before his Majesties justice, or the Lords of his Heighnes privie Councell, shall be severelie punished in their persons and goods, by imprisonment, banishment, fynyng or mair rigorous corporall paine, as the qualitie of the offence shall be found to merite at his Majesties pleasure. And all sic as hearing or getting knowledg of any sic speeches or writtes, shall conceale the same, and not reveale them to his Majesties ordinarie officers, Magistrats or Counsellors, whereby the authors and dispersers thereof may be punished, shall vnderly the lyke tryell and paine.

ACT ANENT FUGITIVE PERSONS OF THE *Borders to the in-Countrie.* CHAP. 10.

FOR-SAMEIKLE As the Kings Majestie is resolved to purge the middle-shyres of this Isle, heretofore called the borders of *Scotland* and *England* of that barbarous crueltie, wickednes and incivilitie whilk be inveterat custome was almaist become naturall to many of the inhabitants thereof, and to reduce them to the knowledg, loue and feare of God, reverence of his Majesties authoritie, obedience of his lawes and duetie to their neighbors; for accomplishing of that maist Royal designe, made chuse of one to be Commissioner in these bounds, whom by many assured prufes in former imployments of greatest consequence, his Majestie knew to be indued with all qualities necessarie for sa weightie a charge; wha following preceisslie the rules of his Majesties maist prudent directions, and vsing al possible diligence and dexteritie in prosecution thereof, made sa happie progresse in that good course, as justlie punishing the maist perverfed and rebellious ring-leaders (whais amendment was desperate) and transporting others of them forth of this Isle, the rest were brought to very settled quyetnes and obedience of his Majesties lawes,

lawes, a very few number of out-lawes onely excepted, wha being fa earnestlie searched and persued in these bounds, as all hope of escaping and langer impunitie was taken from them; they haue by maist subtle and craftie means by changing their names, and dissembling the place of their nativitie, convoyed themselves in the in-countries of this Realme, and insinuated themselves in service with Noble-men and others of good qualitie, not only thereby eschewing their deserved punishment, but also abusing and harming his Majesties good subjects by their darned stouths in the in-country transported, reset and quyetlie sold in the bounds of the late Borders. And again stealing geir forth thereof and out of the bounds of these middle-shyres, and outting and selling the same in the in-countries. Besides that, others of the saids out-lawes haue bene allured and had reset and oversight in the incountries by some men of rank and power to be instruments and executors of sic revenge and mischief against these to whom they beare malice, grudge or quarrell; whilk for fear of his Majesties lawes and authority they durst not attempt by themselves. For remeed whereof, his Majestie with advyce and consent of the Estates of Parliament, statutes and ordeins that na man shall hereafter either receave or retein any man borne orlang habituate in the late Borders in his service or company, or vpon his lands vnlesse he haue certaine knowlege or a true and authentick testimoniall of his Majesties great Commissioner of the late Borders or his deputs, of the said border-mans true name and surname, place of his nativitie and report of his trueth and lawtie, and that he is no knowne malefactor, but reput a duetifull and obedient subject, vnder the paine to incur the danger, and to be made answerable civilie and criminallie to his Majestie and all his lawfull subjects for all actions and crimes whilk might be any wyse laid to the charge of the saids broken-men, for any cause or occasion either preceding or during the tyme of their receaving or retaining them in their service, companie or vpon their lands, as if the resetter had committed the saids faults himselfe. As lykwyse, because some wha are not known to haue committed any haynous offence in their awne person obtaining testimoniall of their name, birth and good report, may giue the same to broken-men to be vsed by them in places where they are not known. It is statute and ordeined that whatsoever shal either giue his testimoniall to any man, whereby it may be abused by another nor him to whom it was truelie graunted; or wha shall fallsie vse another mans testimoniall, or wha shall fordge to himselfe or vse a false testimoniall in the premisses, shall be punished to the death. And to the effect his Majesties faithfull and obedient subjects may haue the better knowledge of the saids fugitiues and broken men, and that sic as reset them may want all pretext and excuse of ignorance, It is statute and ordeined that a Roll shal be made by his Majesties great Commissioner of the middle shyres, containing the names of the saids rebels, fugitiues, out-lawes and broken-men, with the maist notor and evident marks and description of their age, stature, colour and other tokens whereby they may be maist easily and readily known. And being imprinted shall be sent to the Schirefs and Magistrates of the in-countries, and proclaimed at the market Crosses of the head Burrowes of the shyres, and other places needfull. And thereafter be publiclie affixed vpon the

na Condore
-rout by me
Condore up
of a principal

Testimoni-
als vied
falshe.

**Anc Roll of
Fugitives.**

King James the Sext.

saids Crosses or Tolbuiths of the saids Burrowes. After whilk publication, It is statute that the contraveiners of this Act or any head or article of the same shall be rigorously punished in their persons and goods in maner foresaid.

ACT IN FAVOURS OF THE LORDS OF SESSION of ten thousand pounds to be given to them yearlie. CHAP. 11.

OVR SOVERAIGNE LORD and Estates of Parliament, hauing for iust and necessary respects concerning the preservation of this Estate and cheefe members thereof, restored the Bishops, being now the onely remanent of the Kirk Estate hauing vote in Parliament, to their livings, jurisdictions and place. And finding by experience that they will be altogether vnhabile worthelie to discharge their dueties in that honourable ranke, vnlesse they be prouyded of sufficient maintenance, not onely for bearing the privat charges of their families, but also to sustein the great burdings of their waightie imployments at Parliaments, conventions, and other publick affairs concerning his Majesties service and generall weall of the Countrie; hes earnestlie delt with the Lords of his Majesties Councell and Session, to consent that the Quotes of the haill Testaments within this Kingdome, whilks did iustlie pertain to the said Session be lawfull gifts and dispositions thereof, graunted to them by his Majestie and his predicessours, and ratified in Parliament, might be disponed to the saids Bishops, every one of them within their awne Diocies, and be possessed by them in tyme comming. Wherein to the saids Lords of Session preferring their affection and zeale every way to graunt satisfaction to his Majestie, to their awne profite and present suretie, hes maist humblye yeilded. And his Majestie being alwyse of minde and intention to remunerat his saids faithfull, trustie and obedient Counsellors and their successours for their willing obedience to this his Majesties desire, in dimission and renunciation of the said Quote silver, they being the onely ordinarie supreme Judges of this Realme, for administration of justice, and interteinment of policie and peace within the samine, whilk necessarlie requyrs their daily and continuall presence and attendance, preferring the publick good and weall of the Realme, in the administration of justice indifferentlie to his Majesties leiges, to their awne privat and domesticall affaires; and in the meanetyme are forced to spend their awne patrimonie and rent in the said publick weall of the Realme. And his Majestie hauing now by speciall instructions proponed to the saids Estates of Parliament, the saids great and faithfull services done to his Heighnes, and for the common weall of the Realme of Scotland in particulare, by his saids right trustie and familiare Counsellors, the saids Lords and Senators of his Heighnes College of justice, in yeilding and granting to his Heighnes speciall desire, to surrander and over giue from them the said Quote silver of the Testaments, being the maist and best part of their patrimonie, to and in favours of the saids Archbishops and Bishops of this Realme, for the helpe and supplie of their Estate, as is before said. And the saids Estates of this present Parliament hauing there-vpon, taken full tryell and verification, they haue found, tryed, censured

granted of
the said Bishops
in the said
Session
Joffin

censured and iudged; lyke as they presentlie finde, censure and iudges the famine to be, and to haue bene great seene, reasonable and profitable causes for the weall of his Maiestie, and of the said Realme of *Scotland*. As also, his Heighnes and Estates foresaids, findes, decernes and declares, that his Maiestie with their advyce and consent may for the saids seene profitable and reasonable causes, whilks they haue knawne and tryed to be for the seene weall of his Maiestie and Realme, as said is, giue assigne or dispoone any part of the patrimonie of his Maiesties annexed propertie of the Crowne to the saids ordinarie Lords and Senators of the Colledge of Justice and their successors, Senators of the Colledge of Justice in recompence to them of the saids Quotes of testaments, surrandered by them and over-given at his Maiesties desire and command; to and in favours of the saids Estates of Bishops, and that in sic manner, forme and sure conditions as his Maiestie best pleases for their securitie. And to that effect that the annexation of these parts of the said patrimonie of the Crowne, that ar to be assigned and disponed to the saids Lords and ordinarie Senators of the said Colledge of Justice and their successors Senators, shal be simpliciter dissolved from the Crowne, sa that they may be given, assigned and disponed to the saids ordinarie Lords and Senators of the said Colledge of Justice and their successors Senators perpetuallie in all tyme comming. And the saids Estates being ryplie and grauelie advyfed what his Maiestie may giue and dispoone to the saids Lords and Senators and their successors with the least detriment to his Heighnes Crowne and yearlie rent. The saids Estates all in ane voyce, haue found and declared, and by the tennor hereof findes and declares, that the customes of this his Heighnes Realme of *Scotland*, annexed to the Crowne, may with the least detriment to his Maiestie, or hurt to the rent or renew of the Crowne, for the seene causes aboue-expressed, be given, assigned and disponed by his Maiestie to the saids ordinarie Lords and Senators of his Heighnes Colledge of Justice and their successors Senators in maist ample forme. And to that effect, his Maiestie and Estates foresaids of Parliament, dissolues, annulles and infringes the annexation of the customes of this Realme of *Scotland* to the Crowne, from the said Crowne and patrimonie thereof, in sa far as the famine may be extended to the summe of ten thousand pounds, of the first readiest, maist sure and best payment of the saids customes allanerlie. And now after the said dissolution, his Majestie and Estates foresaids of this present Parliament, hes given, graunted, assigned and disponed, and by the tennor hereof, for the seene causes foresaids, giues, graunts, assignes and dispones to the saids ordinarie Lords and Senators of his Heighnes Colledge of Justice, and their successors possessing the ordinarie places of the said iudicatorie and Colledge of Justice perpetuallie in all tyme comming. All and haill the summe of ten thousand pounds, vsuall money of *Scotland*, in recompence to them of the said Quote silver of Testaments, over-given by them at his Majesties desire, for the support of the said estate of Bishops, to be vptaken, vplisted and receaved by them, and their collectors to be appointed by them in their names yearlie at twa termes in the yeare, Whitsonday and Martinmes in Winter by even portions, forth of the readiest and best payment of his Majesties customs

King James the Sext.

of the said Realme of Scotland, or any part thereof from his Majesties Comptrollers, tacksmen, possessours and intrometters with the saids customes, and others adetted in payment thereof, now present and that shall happen to be for the tyme, to be distributed amongst them in sic forme as heretofore they were accustomed in devyding of the said Quote silver. Beginning the first termes payment therof at the said feast and terme of Martinmes next to come in this instant yeare of God ane thousand sex hundreth and nyne yeares, and sa forth yearlie and termlic thereafter, at the termes foresaids perpetuallie in all tyme comming. Charging herefore the said Comptroller and tacksmen, possessors and intrometters with the saids customes of the said Realme of Scotland or any part thereof, and others adetted in payment of the same now present, and that shall happen to be for the tyme; to readilie answere, content, obey and make thankfull payment of the foresaid yearlie summe of ten thousand pounds yearlie money foresaid, to the saids ordinarie Lords and Senators of the said Colledge of Justice and their successours, and their collectors in their names, forth of the readiest and best payment of the saids customes; and that they be preferred in payment thereof to all and whatsoever other person or persons pretending right to the saids customes, or any part thereof by pension, assignation, gift or other right or disposition whatsoever. Beginning the first termes payment of the same, at the said feast and terme of Martinmes next to come, and sa forth yearlie and termlic thereafter at the termes foresaids, perpetuallie in all tyme comming; whilk shall be thankfullie allowed to the payers, they taking the saids Lords and Senators or collectors acquitances and discharges to shaw vpon compt for their warrant in the Checker. And likwyse commanding the Lords auditors of the Checker present and to come, to allow to the payers of the foresaid summe of ten thousand pounds yearlie and termlic, in the first end of their compt vpon the sight of the saids Lords and Senators, or their saids collectors acquittance vpon the payment thereof, thir presents being alwyse shawne and produced in Checker. And als his Majestie and Estates foresaids of this present Parliament, decernes and ordeins his Majesties Comptroller present and his successours, Comptrollers for the tyme; as likwyse the tacksmen of the saids customes present and to come, and intrometters there-with, and adetted in payment thereof to become acted themselves, and to finde sufficient caution and sovertie acted in the Buikes of Councell and Session, for thankfull payment of the foresaid summe of ten thousand pounds, to the saids ordinarie Lords and Senators of the said Colledge of Justice and their successours, yearlie and termlic, at the termes foresaids in all tyme comming. And at the decease or demission of the saids Comptroller or tacksmen, that the new intrants shall become acted to the effect foresaid of new, and that caution be founden by the said Comptroller and tacksmen at the setting of the saids tacks to the effect foresaid; otherwyse the saids tacks to be null, and the nullitie thereof to be decyded by way of exception or action at their pleasure. And that letters and executorials of horning, simpliciter may be direct vpon ane simple charge of ten dayes against them, be delyverance of the saids Lords and Senators of the Colledge of Justice, for payment of the foresaid summe
often

*Intrometters
Comptroller
of the
said
tacks
of the
said
Colledge
of Justice
of the
said
Realme
of Scotland
of the
said
Parliament
of the
said
King
James
the
Sext.*

of ten thousand pounds yearlie and termlic, at the termes foresaids. And his Majestie and Estates foresaids, decernes and ordeins, that na suspension shall be graunted for suspending of the saids letters, at the instance of whatsom-ever partie or person adetted in payment of the foresaid summe in any tyme comming, for whatsom-ever cause or reason by the Lords of Parliament, nor by the Lords of Checker, or other Judges whatsom-ever, except vpon configuration of the summes, or vpon produccion of sufficient acquitances of payment of the summes where-with they are charged. And that the saids ordinarie Lords and Senators of the said Colledge of Justice, are and shall be onely judges ordinarie for discussing of the saids suspensions; discharging all others Judges whatsom-ever of all graunting of suspensions in any cause concerning the premisses and discussing of the samine by any manner of way, and of their offices in that part for ever. And to the foresaid disposition and assignation of the foresaid summe of ten thousand pounds, to be payed yearlie and termlic forth of his Heighnes customes foresaids, first readiest and best payment of the samine, to the saids ordinarie Lords and Senators of the said Colledge of Justice and their successours foresaids perpetuallie in all tyme coming as is aboue expressed. His Majestie and Estates foresaids of Parliament, hes interponed and interpones their consent and authoritie, as that deed whilk shal be now and in al tymes hereafter esteemed and judged for the weall of OVR SOVERAIGNE LORD, and for the common weall and estate of the Realme of Scotland. And his Majestie for his Heighnes and his successours promits *in verbo Principis*, never to impugne nor quarrell the samine, nor come in the contrare hereof directlie nor indirectlie in any tyme comming.

ACT ANENT PATRONAGE OF FOR-
faulted persons. CHAP. 12.

OVR SOVERAIGNE LORD being maist desirous that all the vaiking Kirks within his Kingdome may be planted with qualified and worthie men, and that thes ewha are already provyded to benefices lawfullie vaickand at the tyme of their provision, and wha hes obtained decreit conforme thereto, with lawfull and peaceable possession following there-vpon, may be maintained therein. And speciallie that the restitution of forfaulted persons, pretending themselues Patrons of benefices, either by his Majesties gracious favour, pardon or rehabilitation, or dy reduction of their forfaultors shall not be ane occasion to subvert the estate of thes ewha obtained lawfull provision of any of the saids benefices by presentation, or gift of the Kings Majestie, or others to whom his Heighnes disponed the right of Patronage thereof, during the forfaultour standing of the other pretended patron, whais crime could neither be any reason to make the vaickand benefice not to be disponed; neither should his restitution or reduction be ane occasion to trouble the titulaire thereof, seing the sleuth or negligence of ane lawfull Patron and faithfull subject, not presenting within sex moneths to the benefice vaickand whereof he is Patron, makes him for that tyme to amitt his right of patronage;

King James the Sext.

patronage; whilk *Iure devoluto* falling to the Kirk, the person provyded by them, hes vndoubted right thereto during his lifytyme. And therefore his Majestie with the advyce and consent of the Estates of Parliament, statutes and ordeins, that all these wha are either alreadie provyded, or shall hereafter be provyded by his Majestie to any of the saids benefices, whereof the Patronage is fallen to his Heighnes, by forfaitour, or by any other to whom his Majestie hes dysponed the right of Patronage of any sic benefices, and by vertue thereof haue obtained letters conforme to their provision, with lawful and peaceable possession of the frutes thereof by the space of divers yeares, that all sic persons shall be maintained in their said right and possession of the saids benefices and frutes thereof, during their lifytyme. And shall nowyse be quarrelled, troubled nor molested by the saids forfaitured persons, or their heires, successours or posteritie, being rehabilitated, restored, or their forfaitours reduced, nor by na other persons having right disposition or presentation from them; but that the saids beneficed persons during the said forfaitour, and by vertue thereof become in possession of the saids benefices in manner aboue written; shall peaceablie inioy, bruike and possesse the samine benefices, haill frutes, rents, rights, commodities and priviledges thereof, as frelie, peaceablie and righteoullie as if the saids Patrons had never bene forfaitured, and had lawfullie presented themselves, but prejudice to the saids Patrons being restored, and their heires and successours to recover their right of patronage of the saids benefices, and to vse and exerce the samine by due and tymous presentation of habile and qualified persons to the saids benefices whereof they are patrons, whensoever they shall vaik by demission or decease of the present titulares and na otherwyse.

ACT ANENT THE EGIPTIANS. CHAP. 13.

OUR SOVERAIGNE LORD and Estates of Parliament, Rati-
fies, approues and perpetuallie confirms the act of Secreet Councell made in the moneth of Iune or therby 1603. years, and proclamation following there-vpon. Commanding the vagabounds, forners and common thieffes commonlie called Egiptians, to passe forth of this Kingdome, and remaine perpetuallie forth thereof, and never to returne within the samine, vnder the paine of death, and that the samine haue force and execution after the first day of August next to come. After the whilk tyme if any of the saids vagabounds, called Egiptians, als well wemen as men, shal be found within this Kingdome or any part thereof; It shall be lesome to all his Majesties good subjects, or any one of them, to cause take, apprehend, imprison and execute to death the saids Egiptians, either men or wemen, as common notorious and condemned theffes, by ane assyse onely to be tryed, that they are called, known, reput and halden Egiptians. In the whilk cause, whasoever of the assyse happins to clenge any of the foresaids persons Egiptians pannelled, as said is, shall be persewed, handled and censured as committers of wilfull error. And whasoever shall at any tyme thereafter refer, receaue, supplie or intertein any of the saids Egiptians either men or wemen shall tyne their escheat, and be warded
at the

at the Judges will. And that the Schirefs and Magistrats in whais bounds they shall publiclie and avowedlie resort and remaine, be called before the Lords of his Heighnes Secreet Councell, and severallie censured and punished for their negligence in execution of this act. Discharging all letters, protections and warrants whatsoever purchassed by the saids Egyprians or any of them from his Majestie or Lords of Secreet Councell, for their remaining within this Realme as surreptitiouslie and deceitfullie obtained by their knowledge. Annulling also all warrants purchased or hereafter to be purchased by any subject of whatsoever ranke within this Kingdome for their reser, interteining or doing any manner of favour to the saids Egyprians at any tyme after the laid first day of August next to come for now and ever.

RATIFICATION GIVEN BE THE KING TO
the Secreet Councell to receaue Resignations. CHAP. 14.

OVR SOVERAIGNE LORD and Estates of this present Parliament, Ratifies and approoves the commission given by his Majestie vpon the fourt day of Apryle 1603. yeares, to the Lords of his Majesties Secreet Councell, to receaue resignations of land halden of his Majestie, and giue infestments there-vpon. And decernes and declares all and whatsoever Resignations made sen the date of the said commission conforme thereto in the hands of the Lords of his Heighnes privie Councell, and all infestments proceeding there-vpon, orderlie past his Heighnes Caschet, Registers and ordinarie seales, together with all confirmations graunted by his Majesties ordinarie officers of Infestments of any lands pertaining to his Majesties faithfull subjects; whilks confirmations are lykwyse orderlie past his Majesties Caschet and remanent seales and ordinarie registers; together with all and sundrie infestments and confirmations to be hereafter past and exped vpon the lyke resignations in the hands of the Lords of his Majesties Secreet Councell, and orderlie exped throw his Majesties seales and registers, to have bene and to be now and in all tyme comming, als lawfull, valeid and sufficient in iudgment and out-with, as if the saids resignations had bene made in his Heighnes awne hands, and had bene receaued by his Heighnes, and as if the signatours of the infestments following there-vpon, and of the saids confirmations had bene signed and subscryved with his awne Royall hand.

ACT ORDEINING LETTERS OF HORNING
to be direct vpon Admirals decreits. CHAP. 15.

FOR-SAMEIKLE As be Act of Parliament made at Perth in the moneth of Iulie 1606. It was then statute and ordeined in all tyme comming, that all decreits given be Schirefs, Commisfaires, Baillies of Regalities Baillies of Bailleries and Stewartries, should passe and haue execution of horning vpon ten dayes warning, as at mair lenth is contained in the said act, wherein there was the tyme of the passing thereof omitted and not expressed therein; the decreits to be given by the great Admirall of this Realme and his deputies, whilk being a Sovereaign Judicatorie in it selfe, and of it awn nature

King James the Sext.

nature importing summare execution. OVR SOVERAIGNE LORD
and Estates presentlie conveyed, in consideration that the insufficiencie,
corruption and defects whilk wer in the deputs and members of these Courts
in former tymes, and whereby these Judicatories were thought not worthie
of that favour, is now helped and well amended by the planting of habile,
worthie and sufficient men in their places, hes inacted, statute and
ordeined, that sic lyke execution of horning passe vpon all de-
creits to be given before the said great Admirall and his de-
putes in tyme comming, as vpon any the saids Schi-
refs, Commissars, or other inferior Judges
decreits, conforme to the said Act of
Parliament made there-anent
of before.

¶ *Collected, visied and extratted foorth of the Buikes
and Register of the Actes of Parliament, Be
me Sir IOHN SKENE of Curre-hil Knight.
Clerk of his Majesties Councell, Register and
Rolles, vnder my signe and subscription manuall.*

*James Skene
Ch. Register*

James.





THE
LAWES AND
ACTS OF PARLIAMENT
MADE BE THE MOST EX-
CELLENT AND MIGHTIE KING

AND MONARCH JAMES BE THE GRACE OF
GOD, King of great BRITANE, FRANCE and IRE-
LAND, Defender of the Faith, &c.

*SINCE HIS MAJESTIES XV. PARLIA-
MENT THE XIX DAY OF DECEMBER 1597.*

Collected, Revised and Extracted foorth of the
Register of his H. Kingdome of SCOTLAND.

With ane Table of the principall matters contained therein.



AT EDINBURGH,
PRINTED BE THOMAS
Finlason. Anno Dom. 1611.

With the Kings Majesties Licence.

King James the Sext.

patronage; whilk *ius devolutus* falling to the Kirk, the person provyded by them, hes vndoubted right thereto during his lifyme. And therefore his Majestie with the advyce and consent of the Estates of Parliament, statutes and ordeins, that all these wha are either alreadie provyded, or shall hereafter be provyded by his Majestie to any of the saids benefices, whereof the Patronage is fallen to his Heighnes, by forfaitour, or by any other to whom his Majestie hes disponed the right of Patronage of any sic benefices, and by vertue thereof haue obtained letters conforme to their provision, with lawful and peaceable possession of the frutes thereof by the space of divers yeares, that all sic persons shall be maintained in their said right and possession of the saids benefices and frutes thereof, during their lifyme. And shall nowyse be quarrelled, troubled nor molested by the saids forfaitured persons, or their heires, successours or posteritie, being rehabilitated, restored, or their forfaitours reduced, nor by na other persons hauing right disposition or presentation from them; but that the saids beneficed persons during the said forfaitour, and by vertue thereof become in possession of the saids benefices in manner aboue written; shall peaceablie inioy, bruike and possesse the samine benefices, haill frutes, rents, rights, commodities and priviledges thereof, as freeilie, peaceablie and righteousslie as if the saids Patrons had never bene forfaitured, and had lawfullie presented themselues, but prejudice to the saids Patrons being restored, and their heires and successours to recover their right of patronage of the saids benefices, and to vse and exerce the samine by due and tymous presentation of habile and qualified persons to the saids benefices whereof they are patrons, whensoever they shall vaik by demission or decease of the present titulares and na otherwyse.

ACT ANENT THE EGIPTIANS. CHAP. 13.

OVR SOVERAIGNE LORD and Estates of Parliament, Rati-
fies, approues and perpetuallie confirms the act of Secreet Councell made in the moneth of Iune or therby 1603. yeares, and proclamation following there-vpon. Commanding the vagabounds, forners and common thieffes commonlie called Egiptians, to passe forth of this Kingdome, and remaine perpetuallie forth thereof, and never to returne within the samine, vnder the paine of death, and that the samine haue force and execution after the first day of August next to come. After the whilk tyme if any of the saids vagabounds, called Egiptians, als well wemen as men, shal be found within this Kingdome or any part thereof; It shall be lesome to all his Majesties good subjects, or any one of them, to cause take, apprehend, imprison and execute to death the saids Egiptians, either men or wemen, as common notorius and condemned theiffes, by one assyse onely to be tryed, that they are called, known, reput and halden Egiptians. In the whilk cause, whosoever of the assyse happins to clenge any of the foresaids persons Egiptians pannelled, as said is, shall be perswaded, handled and censured as committers of wilfull error. And whosoever shall at any tyme thereafter reset, receaue, supplie or intertein any of the saids Egiptians either men or wemen shall tyne their escheat, and be warded
at the

at the Judges will. And that the Schirefs and Magistrats in whais bounds they shall publiclie and avowedlie resort and remaine, be called before the Lords of his Heighnes Secreet Councell, and severlie censured and punished for their negligence in execution of this act. Discharging all letters, protections and warrants whatsoever purchassed by the saids Egipcians or any of them from his Majestie or Lords of Secreet Councell, for their remaining within this Realme as surreptitiouslie and deceitfullie obtained by their knowlege. Annulling also all warrants purchased or hereafter to be purchased by any subject of whatsoever ranke within this Kingdome for their reset, interteining or doing any manner of favour to the saids Egipcians at any tyme after the laid first day of August next to come for now and ever.

RATIFICATION GIVEN BE THE KING TO
the Secreet Councell to receave Resignations. CHAP. 14.

OVR SOVERAIGNE LORD and Estates of this present Parliament, Ratifies and approues the commission given by his Majestie vpon the fourt day of Apryle 1603. yeares, to the Lords of his Majesties Secreet Councell, to receave resignations of land halden of his Majestie, and giue infestments there-vpon. And decernes and declares all and whatsoever Resignations made sen the date of the said commission conforme thereto in the hands of the Lords of his Heighnes privie Councell, and all infestments proceeding there-vpon, orderlie past his Heighnes Caschet, Registers and ordinarie seales, together with all confirmations graunted by his Majesties ordinar officers of Infestments of any lands pertaining to his Majesties faithfull subjects; whilks confirmations are lykwyse orderlie past his Majesties Caschet and remanent seales and ordinarie registers; together with all and sundrie infestments and confirmations to be hereafter past and exped vpon the lyke resignations in the hands of the Lords of his Majesties Secreet Councell, and orderlie exped throw his Majesties seales and registers, to haue bene and to be now and in all tyme comming, als lawfull, valeid and sufficient in iudgment and out-with, as if the saids resignations had bene made in his Heighnes awne hands, and had bene receaved by his Heighnes, and as if the signatours of the infestments following there-vpon, and of the saids confirmations had bene signed and subscribed with his awne Royall hand.

ACT ORDEINING LETTERS OF HORNING
to be direct vpon Admirals decreits. CHAP. 15.

FOR-SAMEIKLE As be Act of Parliament made at Perth in the moneth of Iulie 1606. It was then statute and ordeined in all tyme comming, that all decreits given be Schirefs, Commissares, Baillies of Regalities Baillies of Bailleries and Stewartries, should passe and haue execution of horning vpon ten dayes warning, as at mair lenth is contained in the said act, wherein there was the tyme of the passing thereof omitted and not expressed therein; the decreits to be given by the great Admirall of this Realme and his deputes, whilk being a Sovereigne Judicatorie in it selfe, and of it awn nature

King James the Sext.

nature importing summare execution. OVR SOVERAIGNE LORD
and Estates presentlie conveined, in consideration that the insufficiencie,
corruption and defects whilk wer in the deputs and members of these Courts
in former tymes, and whereby these Judicatories were thought not worthie
of that favour, is now helped and well amended by the planting of habile,
worthie and sufficient men in their places, hes inacted, statute and
ordeined, that sic lyke execution of horning passe vpon all de-
creits to be given before the said great Admirall and his de-
putes in tyme comming, as vpon any the saids Schi-
refts, Commissars, or other inferior Judges
decreits, conforme to the said Act of
Parliament made there-anent
of before.

¶ *Collected, visied and extracted soorth of the Buikes
and Register of the Actes of Parliament, Be
me Sir IOHN SKENE of Curre-hil Knight.
Clerk of his Majesties Councell, Register and
Roller, under my signe and subscription manuell.*

Joannes Skeno
Es. Registr.

1576.



*A TABLE OF THE PARTICVLAR
Acts and others, past in the xx Parliament balden at
EDINBURGH the 24. day of June 1609. not imprinted.*

- 1 **T**HE Forfaultour of the Lord Maxwell.
- 2 The forfaultour of the Laird of Restalrig.
- 3 Act for uniting certaine Kirks in Annandail.
- 4 Act anent the Castell of Annand.
- 5 Act anent the Kirk of Leith.
- 6 Act anent the Kirk of Carmylie.
- 7 Act in fauours of the Vniuersitie of Sanct-Androes.
- 8 Ratification of the infeftment of Broxmouth to the Earle of Dumbar.
- 9 Act in fauours of the Lord Scoone of the intromission with the Kings rents.
- 10 Ratification in fauours of James Maxwell anent the lands balden be him of the Lord Maxwell.
- 11 Act in fauours of James Maxwell anent the debatable lands.
- 12 Ratification in fauours of Iohn Murray of Dumdranane.
- 13 Act in fauours of the Laird of Lugton anent Sanct-Leonards Hospitall.
- 14 Ratification of ane pension to the Lord Whittinghame.
- 15 Ratification of ane pension to William Elphinstons Bairns.
- 16 Annexation of the Abbacie of Ferne to the Bishoprick of Ross.
- 17 Ratification of Kintor to the Earle Marshell.
- 18 Act in fauours of the Earle of Argyle anent Balrynnnes.
- 19 Act in fauours of Master Iohn Laing anent the Signet.
- 20 Discharge of the Few-dewties of Murdocarnie to sir Robert Malveill.
- 21 Act in fauours of Archibald Johnston, Sir John Arnot and Andro Logan
- 22 Erektion of Killwinning.
- 23 Erektion of Melros.
- 24 Act in fauours of the Earle of Morton.
- 25 Act in fauours of the Lord Lowdon anent Killismure.
- 26 Erektion of Cauldstene to Sir John Ker.
- 27 Erektion of Eckles to Sir George Home.
- 28 Erektion of Halie-wood to Closburne.
- 29 Erektion of Sanct-Colme to the Lord Sanct-Colme.
- 30 Ratification of the infeftment of the Byres to the Lord Advocat.
- 31 Ratification of Cock-pules infeftment.
- 32 Ratification of North-Berwick infeftment.
- 33 Ratification of the Lord Kinlos his infeftment.
- 34 Ratification to Gawen Hammilton of lands within Kilwinning.

King James the Sext.

- 35 Ratification to James Liddell of his infeftment.
- 36 Ratification in fauours of the Lord Sanquhare.
- 37 Anè act aiment the abolishing of the Secretars Register.
- 38 Act anent the restitution of David Hammilton of Bothwel-haugh.
- 39 Act in fauours of the Lord Maxwels vassels.
- 40 Ane submission betwix the Bishop of Sanct-Androes and the Lord Advocat in the Kings Name.
- 41 Ratification of the Laird of Spot his infeftment.
- 42 Act in fauours of the town of Perth for bigging of their Bridge.
- 43 Restitution of the Laird of Nudrie.
- 44 Commission for ravishing of women.

FINIS.



ANE TABLE OF THE PRINCIPALL MATTERS
contained in the xvj Parliament and others Parliaments following.

AD MIRALL His decreits should retrace the execution of horning in sic forme as the decreits given be Schireffs & others. *lac. 6. par. 10. c. 1.*
Amendation made 1537 years so far as extends to the prejudice of Bishops, and of common Kirkes dismembered from the Bishopricks and of thirds separated from the same is renewed and rekindled. *lac. 6. par. 18. cap. 2.*
Amendation of the Earledome of Gowrie, Ruthven, and the Abbacie of Secont, &c. to the Crowne. *lac. 6. p. 16. c. 2.*
Archbishops, vid. Bishops.

BARRONS Should retrace, keepe and answer for pledges of the Border. *lac. 6. p. 16. c. 18.*
Barrons, Noble-men and others who direct their sons forth of this Realme with a Pedagogue not having testimonial of the Bishop of the Dyocie are punished by certaine pecunial penalties. *lac. 6. p. 20. c. 1.*
Breiv stealers are punished. *lac. 6. par. 19. c. 3.*
Beggars and punishment of them, Vid. Kirk.
Benefices and disposition thereof, Vid. King.
Bishops may queyrie bruike and possesse the honours, dignities, privileges, prerogatives and benefices competent to them for the reformation of Religion, &c. *lac. 6. p. 18. c. 1.*
Bishops should intertein the Ministers serving at the cuir of the kirks of their Bishopricks. *lac. 6. p. 18. c. 2.*
Bishops shal renew infeftments, confirmations and tacks to the possessions of lands and teyndes of Bishopricks, &c. *lac. 6. p. 18. c. 2.*
Bishops may not give any pension to indure langer tyme nor the Bishop shal bruike the Bishopricks. Bishops may not delapidate their Benefices. Bishops may not set in feu, tack or make any disposition wout consent of the chapter. *lac. 6. p. 18. c. 3.*
Bishops and Arch-Bishops may set as many tacks lang or short as they please. *lac. 6. p. 18. c. 3.* All Bishops should make and give in to the Clerk of Register and his deputies ane sufficient Rental of their Bishopricks vnder the paine of a thousand marks. *lac. 6. par. 18. c. 3.*
Bishops of the Dyocie should give their testimonial to all Pedagoges passing forth of the Realm with any Noble-mans sonne. *lac. 6. par. 20. cap. 1.*
Arch-Bishops and Bishops shall give ane Rol yearlie of excommunicat persons for Religion within his Dyocie to the Thesaurer, Comptroller, Collector & director of the Chancery. *lac. 6. p. 20. cap. 4.*
Arch-Bishops and Bishops are restored to their former authoritie and jurisdiction. *lac. 6. p. 20. c. 6.*
Arch-Bishops and Bishops hes power of confirmation of testaments within their awne bounds. *lac. 6. par. 20. cap. 9.*
Black dewties of lands holden of the King should be payed to him by his vassals conform to their infeftments if the same be asked allanerly. *lac. 6. p. 18. c. 14.*
Breiv should not be cutted. *lac. 6. par. 19. c. 3.*
Burrows Regals, their fredomes and liberties ratified and confirmed. *lac. 6. p. 18. c. 16. lac. 6. p. 19. c. 5.*
Burrows and inhabitants thereof may not convocate nor assemble themselves together without licence

of Provost and Baillies. *lac. 6. par. 18. cap. 17.*
Magistrats sic as Provost and Baillies or others within Burgh shal be merchants and actual traffickers inhabiting within the Burgh and na others. *lac. 6. p. 20. c. 8.* Inhabitants of Burrows should assist the Magistrats and Officers for setting of tumults. *lac. 6. par. 18. cap. 17.* Vasse-men within burgh not being Burgeses should not vie traffick of merchandice. *lac. 6. p. 18. c. 6.*
Burrows should be brought hame according to the ordinances of Secret Council. *lac. 6. p. 16. c. 9.*

CASTEL Of Sanct Androes is excepted forth of the act anent the restitution of Bishops. *lac. 6. p. 18. c. 2.*
Chapter of Arch-Bishop of Sanct Androes consist in seven persons. *lac. 6. p. 18. c. 3. lac. 6. p. 19. c. 1.*
Clerk of Register shal make be himself or his deputies the Registers of all Schireff Clerks, whilkis they should present to him to that effect. *lac. 6. p. 16. c. 21.*
Clerk of Register and his deputies should retrace from all Arch-Bishops and Bishops ane sufficient rental of the patrimonie of ilk Bishoprick. *lac. 6. p. 18. c. 3.*
Coalyers, Coalbearers and Salters shal not be bonded or hyred without ane testimonial of their master whom they last served. *lac. 6. par. 18. c. 11.*
Commission anent the Union of the two Realmes. *lac. 6. par. 17. cap. 1.*
Commissaries of Edinburgh and others should be nominated be Arch-Bishops and Bishops and should be judges in all Spiritual and Ecclesiastical causes. *lac. 6. p. 20. c. 6.* The Commissaries of Edinburgh should deyrde in all causes of Devorcement, and hes power of reduction of decreits given by inferior Commissaries. *lac. 6. p. 20. c. 6.* The Commissaries presentlie in office, their Clerks and others members of court having ane testimonial of their qualification from the Lords of Session, & having new presentation shal bruike their offices. *lac. 6. par. 20. cap. 6.*
Common Kirks of Bishopricks and their chapters of auld &c. *lac. 6. p. 18. c. 2.*
Craftsmen and the conduction of them. *lac. 6. p. 19. c. 4.*
Cupbearers shal cause make ane lease to be appended to every wob, claid, silk & stuf, brought within this Realme before the same be presented to the market. *lac. 6. p. 16. cap. 15.*
Customs betwene England and Scotland. *lac. 6. p. 18. c. 6.*
Vassallumed guds should not be transported forth of this Realme nor indrought within the same, vnder the paine of eletheat thereof, and all other movable gades. *lac. 6. p. 16. c. 15.*

DECREITS Of ejection and removing given against indwellers on the Borders twentie years before the Kings Majesties succession to the Crowne of England and execution thereof. *lac. 6. p. 18. c. 9.*
Letters of horning 10 be direct upon all decreits of Burrows, given at their conventions betwix burgh and burgh, and burgeses of free Burrows. *lac. 6. p. 19. c. 6.* Execution of decreits given be Schireffs, Stewards and Baillies may be by letters of horning. *lac. 6. p. 18. c. 10.* And siclike letters of horning should be granted for execution of decreits given

THE TABLE.

ven be the Admiral and his depuys. la. 6. p. 30. c. 13
Deadlie feads should be removed be the secret Coun-
 cel. la. 6. p. 16. c. 23. lac. 6. p. 30. 7.
Director of the Chancellerie shal give out na brienes,
 receave na Retours, nor direct na precepts vpon
 Retours, nor vpon compring in fauours of any
 excommunicat persons given to him in Ral be the
 Bishops. lac. 6. p. 20. c. 4
Dissolution of al lands and bounds wherupon any of
 the Kings auld demolished vnhabitable Castels
 and Forthes were ciuate, and of al coal-heughs
 within the bounds of the Kings annexed property
 lac. 6. p. 16. c. 3
Dissolution of the lands of Huntingtoun, Strathbrane,
 and others, &c. lac. 6. p. 18. c. 18
Dissolutoin of al and bail the hulls of the Lowmonds,
 and Mure of Falkland. lac. 6. p. 18. c. 19
Dowry breakers are punished be the arbitrie of the
 judge. lac. 6. p. 19. c. 3.

E *Captians* should be punished to death. la. 6. p. 20. c. 13
Engl and malicious and sclanderous speeches or wri-
 ters against England shal be severlie punished. lac.
 6. par. 20. c. 9
Excommunicat persons shal not directlie nor indirectlie
 injoy the possession of their lands or rents, but
 the same does appertein to the King. lac. 6. p. 20.
 c. 3. Ane rol of excommunicat persons for Reli-
 gion shal be given vp be the Bishops and every
 yeare to the Tbesaurer, Comptroller, Collector &
 director of the Chancellerie, &c. lac. 6. par. 20. c. 3
 Briues and precepts of *Clare constat* and entres
 vpon compring may be refused to persons ex-
 communicat for religion la. 6. p. 20. c. 4.

F *Al's* weights and measures, the vsem thereof ryngs
 and amits their hail guds & geir. la. 6. p. 19. c. 3
Few serms of Lands halden be service of *Ward* and
Relief set be vassels without consent of their luper-
 iours is nul. la. 6. p. 18. c. 13
Fences or Closures shold not be broken downe to pa-
 sture within the samine. la. 6. p. 19. c. 3. Gif any
 person beis forfaitured and his Lands or possessions
 ar disposed to any Donator, the extract of the di-
 sposition or confirmation made to him wha is for-
 faulted extract forth of the Register is sufficient
 tytil & right to the Donator. la. 6. p. 18. c. 4
Forbidden gudes shold not be transported forth of the
 Realme nor inbrought within the samine, vnder the
 paine of escheat of al movable guds. la. 6. p. 16. c. 15
Fishes shold not be stolen in Stanks and Lochs, lac. 6.
 p. 19. c. 3
Fugitive persons of the Borders and broken men shold
 be inrolled be the Kings great Commissioner,
 la. 6. p. 20. c. 10

G *Leibs* at Kirks where there ar na arrable lands ad-
 jacent thereto shal be designed foure soutes grasse,
 for ilk aiker of foure aikers of the maist commo-
 dious pasturage of any Kirk Lands. la. 6. p. 18. c. 7
Grasse shold not be shorne within Broome, Woodes,
 Fences or Closures, lac. 6. p. 19. c. 3

H *Earers* and wearers vpon their persons or in their
 companies of Hagbutts and Pistoles, and other in-
 gynes of fyre warke may be perswued criminally or

before the Lords of Secrett council. la. 6. p. 16. c. 6
Haly day is ordained to be kept yearly the first day
 of August. la. 6. p. 16. c. 1
Herring shold not be packerd, peilled, salted, barrellid,
 or transported forth of the Realm before Michael-
 mes yearlye. la. 6. p. 16. c. 30.
Horning and Registration thereof, Vid Registration:
 Vid decreits and execution thereof. Letters of
 Horning shold not be direct against any persons
 dwelling be north the water of Die vpon ane shor-
 ter space nor fiftene dayes. la. 6. par. 16. cap. 25
 Letters of Horning shal be direct vpon al acties and
 sentences of Schireis, Stewarts and Baillies of Roy-
 altie and Regalie, and of Provests and Baillies
 within burgh. la. 6. p. 18. c. 10. And siclike letters
 of horning vpon al decreits given be Burrowes as
 their conventions betwix burgh and burgh, and
 burgeses of free burrowes. la. 6. p. 19. c. 6. And
 lykwise vpon Admirals decreits. la. 6. p. 20. c. 13

I *Infirmitis* and other enemies of the Religion, vid. Relig.
Judges Civile and Ecclesiastical shal keep and obserue
 the fifth day of August as Haly day. la. 6. p. 16. c. 1
Justiciars and Commissioners of Peace are ordained
 with their power. la. 6. p. 20. c. 7. c

K *The Kings* prerogative and priviledge of his Croun
 over al citates persons and causes whatomever
 within this Kingdome. la. 6. p. 18. c. 1. p. 20. c. 6
King Ratifies and confirms al erections, infeftments,
 patronages, tacks, &c. of al benefices whilk are
 not of cure given and disposed be his Majestie, &c.
 la. 6. par. 18. c. 2. The apparel of Judges, Lords
 of the Session and of Kirk-men, is referred to the
 King. la. 6. p. 20. c. 8. Whatsoever perswues or in-
 vades any of the Kings Session, secrett Council or
 any his Heighnes officers for doing of his Maje-
 sties service shal be punished to the death: la. 6. p. 16.
 cap. 4. Na person shal invade or perswue ane other
 within a myle to the place of the Kings Majesties
 residence and remaning for the tyme. And siclike
 na person shal resort and repare within the Kings
 Palaces or any part of his Heighnes residence ar-
 med with jacks, secrett, &c. la. 6. p. 16. cap. 6. The
 Kings officers and their sleuth and negligence in
 perswewing or defending his actions and causes
 may be helped and supplied be their successours.
 la. 6. p. 16. c. 14
Kirk and libertie thereof is ratified and confirmed. lac. 6.
 p. 16. c. 16. The Session of the Kirk shold punish
 strang & idle beggers, vnder the paine of twentie
 pounds. la. 6. p. 16. c. 19.

L *Termes* granted be the King for bearing & wairing
 of Hagbutts, Pistoles and other ingynes of fyre warke
 are discharged, and siclicness may be granted in
 tyme comming be the King and his secrett council
 la. 6. p. 16. c. 6
Livres for transporting of herring before Michaelmes
 shold not be granted, but with consent of the
 Council sitting & vnder the scales. la. 6. p. 16. c. 10
Lime being grene shold not be laid in Lochs and run-
 ning burnes, vnder the paine of fourtie shillings,
 la. 6. p. 18. c. 13

M *Marriage* of any person divorced for adulterie for his
 awne cryme and fact of adulterie with the other
 person

THE TABLE.

- person with whom they have committed the crime of adultery is sul and unlawful, and the children gotten in the said marriage are unlawful to succeed. *la. 6. p. 16. c. 20*
- Measures.* Vid weights.
- Refusers* & wilful hearers thereof and their refusers are punished. *la. 6. p. 19. c. 1. p. 20. c. 5*
- Ministers* serving at the cure of the Kirk should be furnished by the Bishops. *la. 6. p. 18. c. 3.*
- Ministers* lawfully provided to common kirks pertaining of auld to Bishopsricks and their chapters shal possesse the same induring their lifetimes. *la. 6. p. 18. c. 2*
- Money* sic as gould and silver should not be altered in synes nor pryce. *la. 6. p. 16. c. 9*
- N
- Noncommunicants.* Vid Religion.
- P
- Attorneys* of Kirks pertaining to Bishopsricks disposed be the lawful titularies and the King and not confirmed in Parliament is of none avail. *la. 6. p. 18. c. 2.*
- Park dikes* should not be broken downe to pasture within the same. *la. 6. p. 19. c. 1*
- Parsonage* of benefices alledged pertaining to persons forsaulted & thereafter restored, &c. *la. 6. p. 20. c. 11*
- Pledges* passing forth of this Realme with noble men & sonnes shuld have a testimonial of their qualification and religion. *la. 6. p. 20. c. 2.*
- Pissolers.* Vid Hagbut
- Pledges* should be receaved be the Nobilitie and Barrones to be kept be them wha shal be answerable for them that they escape not. *la. 6. p. 16. c. 21*
- Purpersion* is committed be them wha labours manures sawes, parkes, incloses, or appropriates any part of the Kings common Mures or other countmunties pertaining to him. *la. 6. p. 16. c. 5*
- R
- Registration* of letters of Hornings Relaxations, inhibitions before and Notar and witnesses is discharged, but the same shuld be registrat in the Schirefs, Bailies or Stewarts buikes be the Clerkes thereof, or be the Clerk of Register or his deputies in the buikes of Council. *la. 6. p. 16. c. 11*
- Religion* presentlie professed within this Realme should be embraced be al subjects, and them wha absteins from receaving of the Communion and Lords supper, are punished be divers pecunial paines. *la. 6. p. 16. c. 17.*
- Al judges, members of Court, officers wha whomever shuld professe the true Religion. *la. 6. p. 20. c. 5.* Barrones and other Noble men gif their sonnes in other countries becomen Papists and hant Idolatrie, their parents shal not furnish them with any thing necessar. *la. 6. p. 20. c. 2*
- Remiss* of Bishopsricks consistin in vidual or silver shuld not be diminished. *la. 6. p. 18. c. 3*
- Restitution* be way of grace of forsaulted persons shal not prejudice any third person having disposition made to him be the King of any Land or possession whilk pertained to the person forsaulted. *la. 6. p. 18. c. 4*
- Jesuites, Seminarie Priests, excommunicat and trafficking Papists shuld be apprehended and put in warde and the refusers of them are punished be pecunial paines. *la. 6. p. 16. c. 18* *la. 6. p. 20. c. 5.* They and their refusers shuld be called and tryed before Arch Bishops and Bishops. *la. 6. p. 20. c. 5*
- Refusers* wilfullie of excommunicat Papists wha are as the home for the same cause are punished be pecunial penalties. *la. 6. p. 19. c. 1.*
- Refusers* of Egiptians shal be warded and ryne their eischeat. *la. 6. p. 20. c. 13*
- Refusers* made in the hands of the Lords of prive council ar lawful valied and sufficient. *la. 6. p. 20. c. 14*
- S
- Salmund, Kipper, Smolts* and black fische may not be taken in the waters of Tweed or Annand vnder the pain of thift. *la. 6. p. 18. c. 5. vid. slayen. &c.*
- Slayers* of Salmund in foribidentryne, or of kipper, smolts or sic black fische at any tyme shuld be punished as the crime of thift. *la. 6. p. 16. c. 11.*
- Salter* may not be hyred without testimonial of their master whom they last served. *la. 6. p. 18. c. 11.*
- Sausages* whilk are given be vertue of precepts that passis vpon retours furth of the Chancellarie shal be giuen be the Schirefs of the Shires, Bailie or stewarts where the lands lyes, their deputies and Clerk. *la. 6. p. 18. c. 15*
- Sisson* and Lords thereof are the Kings great Consistorie, and hes power to reduce decreits giuen be the Commisars of Edinburgh. *la. 6. p. 20. c. 6.* The Lords hes power to advocate to themselves any cause from any Commisars. *la. 6. p. 20. c. 6.* The Lords of Council and Session hes disposed to them be the King, ten thousand pounds of the custumes to be payed to them at whitson-day and Martinmas yearlie. *la. 6. p. 20. c. 1*
- Schirfs* of the Mernes fall hit and hold their Courts at the Stainhyus. *la. 6. p. 16. c. 27. p. 19. c. 7.*
- Schirfs* and al other magistrats in whais bounds Egiptians remaines publicthe shuld be punished. *la. 6. p. 20. c. 13.*
- Schirf Clerk* in al registrations and others letters & extractis given forth be them shal contain the leif of their buike wherein the same is registrat. *la. 6. p. 16. c. 21.*
- Singular comets* are forbidden vnder the paine of death & eischeat of al their movable gudes. *la. 6. p. 16. c. 12*
- T
- Tak* and asseidations of tryends may be set be any benefited person. *la. 6. p. 18. c. 3.*
- Trynding* of corn shal be at three several tymes every year if the awners of the corns shal think it expedient. *la. 6. p. 18. c. 8*
- Tithes* shuld receave na resignations nor grant confirmations nor infestments to excommunicat persons given to him in Rol be the Bishop. *la. 6. p. 20. c. 4.*
- Tre* shuld not be cutted be any persons. *la. 6. p. 19. c. 3*
- V
- Vassals* of any Earle, Lord, Baron, Prelat or any freholder holding their lands be service of warde and relief, may may not set the same in few-femes without consent of their superiour. *la. 6. p. 18. c. 11*
- Vassals* to John Somerme Earle Gowrie, shuld bruike and possesse al their lands, heritages, &c. notwithstanding the processe of forsaithour led and deduced against him. *la. 6. p. 16. c. 3.*
- Vassals*, mets and measures shuld be in one vniversal conformitie throw out the hail Realme. *la. 6. p. 19. c. 2.*
- Vassals* wha breakes downe the same pertaining to his neighbour to pasture within the same is punished. *la. 6. p. 19. c. 3.*
- Vassals* and ocker may be proven be the oath of him wha receaves the unlawful summes, or be the witnesses inserted in the securitie. *la. 6. p. 16. c. 7.*
- Vassals* and fowles shuld not be hoght and sould vnder the paine of 100 pounds, nor yet shuld not be slane be girm, net, nor hagbut vnder the same paine. *la. 6. p. 19. c. 3.*
- Vassals*, Moore pouts shuld not be slane nor eaten before the third day of Iulie, nor Partridge-Pouts before the aught day of September. *la. 6. p. 16. c. 13.*

FINIS.